

# HOUSE . . . . . No. 4701

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House bill No. 4700, as changed by the committee on Bills in the Third Reading and as amended and passed to be engrossed by the House. May 2, 2008.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand and Eight.

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AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2009 FOR THE MAINTENANCE OF THE DEPARTMENTS, BOARDS, COMMISSIONS, INSTITUTIONS AND CERTAIN ACTIVITIES OF THE COMMONWEALTH, FOR INTEREST, SINKING FUND AND SERIAL BOND REQUIREMENTS AND FOR CERTAIN PERMANENT IMPROVEMENTS.

1     *Whereas*, The deferred operation of this act would tend to defeat  
2     its purpose, which is immediately to make appropriations for the  
3     fiscal year beginning July 1, 2008, and to make certain changes in  
4     law, therefore it is hereby declared to be an emergency law, neces-  
5     sary for the immediate preservation of the public convenience.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1     SECTION 1. To provide for the maintenance of the several  
2     departments, boards, commissions and institutions and other serv-  
3     ices, and for certain permanent improvements and to meet certain  
4     requirements of law, the sums set forth in sections 2, 2B, 2D and 3,  
5     for the several purposes and subject to the conditions specified in  
6     sections 2, 2B, 2D and 3, are hereby appropriated from the  
7     General Fund unless specifically designated otherwise, subject to  
8     the provisions of law regulating the disbursement of public funds  
9     and the approval thereof for the fiscal year ending June 30, 2009.  
10    All sums appropriated under this act, including supplemental and  
11    deficiency budgets, shall be expended in a manner reflecting and  
12    encouraging a policy of nondiscrimination and equal opportunity  
13    for members of minority groups, women and handicapped per-  
14    sons. All officials and employees of an agency, board, department,

15 commission or division receiving monies under this act shall take  
16 affirmative steps to ensure equality of opportunity in the internal  
17 affairs of state government, as well as in their relations with the  
18 public, including those persons and organizations doing business  
19 with the commonwealth. Each agency, board, department, com-  
20 mission or division, in spending appropriated sums and discharg-  
21 ing its statutory responsibilities, shall adopt measures to ensure  
22 equal opportunity in the areas of hiring, promotion, demotion or  
23 transfer, recruitment, layoff or termination, rates of compensation,  
24 in-service or apprenticeship training programs and all terms and  
25 conditions of employment.

1 SECTION 1A. In accordance with Articles LXIII and CVII of  
2 the Articles of Amendment to the Constitution of the Common-  
3 wealth and section 6D of chapter 29 of the General Laws, it is  
4 hereby declared that the amounts of revenue set forth in this  
5 section by source for the respective funds of the commonwealth  
6 for the fiscal year ending June 30, 2009, are necessary and suffi-  
7 cient to provide the means to defray the appropriations and expen-  
8 ditures from such funds for that fiscal year as set forth and  
9 authorized in section 2. The comptroller shall keep a distinct  
10 account of actual receipts from each such source by each such  
11 fund, furnish the executive office for administration and finance  
12 and the house and senate committees on ways and means with  
13 quarterly statements comparing such receipts with the projected  
14 receipts set forth in this section, and include a full statement com-  
15 paring such actual and projected receipts in the annual report for  
16 that fiscal year pursuant to section 12 of chapter 7A of the  
17 General Laws. These quarterly and annual reports shall also  
18 include detailed statements of any other sources of revenue for the  
19 budgeted funds in addition to those specified in this section.

**Fiscal Year 2009 Revenue By Source and Budgeted Fund  
(in Millions)**

<b>Source Tax Revenue</b>	<b>All Budgeted Funds*</b>	<b>General Fund</b>	<b>Highway Fund</b>	<b>SMART</b>	<b>MBTA</b>
Alcoholic Beverages	75.4	75.4			
Cigarettes	439.8	439.8			
Corporations	1,404.6	1,404.6			
Deeds	169.4	169.4			
Estate Inheritance	233.3	233.3			
Financial Institutions	254.0	254.0			
Income	12,739.7	12,739.7			
Insurance	420.7	420.7			
Motor Fuels	674.6		673.7		
Public Utilities	150.0	150.0			
Room Occupancy	123.2	80.1			
Sales - Regular	3,098.4	1840.4		601.0	657.0
Sales - Meals	665.1	665.1			
Sales - Motor Vehicles	514.2	302.2		101.0	111.0
Miscellaneous	3.5	3.5			
UI Surcharges	21.0				
<b>Total Tax Revenues</b>	<b>20,987.0</b>	<b>18,778.2</b>	<b>673.7</b>	<b>702.0</b>	<b>768.0</b>
SBAB Transfer	(702.0)	0.0	0.0	(702.0)	0.0
MBTA Transfer	(767.0)	0.0	0.0	0.0	(768.0)
Pension Transfer	(1,465.0)	(1,465.0)	0.0	0.0	0.0
<b>Total Consensus Taxes For Budget</b>	<b>18,051.9</b>	<b>17,313.2</b>	<b>673.7</b>	<b>0.0</b>	<b>0.0</b>
<b>Adjustments to Corporate Taxation Laws</b>					
Combined Reporting	188.0	188.0			
Conformity of Classification (Check-the-Box)	101.0	101.1			
<b>Corporate Tax Total</b>	<b>289.0</b>	<b>289.0</b>			
<b>Excise Rate Reduction</b>	<b>(85.0)</b>	<b>(85.0)</b>			
<b>Life Sciences Tax Incentives</b>	<b>(25.0)</b>	<b>(25.0)</b>			
<b>DOR Enforcement and Efficiencies</b>					
Annualized Value of Additional Auditors	60.3	60.3			

Source	All Budgeted Funds*	General Fund	Highway Fund	SMART	MBTA
<b>Tax Revenue</b>					
Wage Enforcement	30.0	30.0	0.0	0.0	0.0
Cigarette Stamp Encryption	12.0	12.0	0.0	0.0	0.0
Reclassification of Cigar Tobacco	11.0	11.0	0.0	0.0	0.0
Elimination of Certain Aircraft Sales Tax Exemptions	8.8	8.8	0.0	0.0	0.0
Elimination of Pesticides Sales Tax Exemptions	3.0	3.0	0.0	0.0	0.0
License Revocation	7.0	7.0	0.0	0.0	0.0
Prepaid Sales Tax on Cigarettes	10.0	10.0	0.0	0.0	0.0
Electronic Recording of Liens	6.0	6.0	0.0	0.0	0.0
Withholding on Real Estate Sales Tax	2.0	2.0	0.0	0.0	0.0
Demand Notice Fee	4.0	4.0	0.0	0.0	0.0
Late Filing Fee Increase	12.0	12.0	0.0	0.0	0.0
<b>DOR Collection Totals</b>	<b>166.1</b>	<b>166.1</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>Total Tax Initiatives</b>	<b>345.1</b>	<b>345.1</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>TOTAL Taxes Available for Budget</b>	<b>18,397.0</b>	<b>17,658.3</b>	<b>673.7</b>	<b>0.0</b>	<b>0.0</b>
<b>Non-Tax Revenue</b>					
Federal Reimbursements	6,849.9	6,846.0	0.0	0.0	0.0
Department Revenues	2,532.9	1,991.6	443.5	0.0	0.0
Consolidated Transfers	(20.7)	389.1	(89.0)	0.0	0.0
<b>GRAND TOTAL</b>	<b>27,759.3</b>	<b>26,885.2</b>	<b>1,028.2</b>	<b>0.0</b>	<b>0.0</b>

\* Includes revenue deposited into the Workforce Training Fund, Mass Tourism Fund, Inland Fish and Game Fund, and Stabilization Fund.

1 SECTION 1B. The comptroller shall keep a distinct account of  
2 actual receipts of non-tax revenues by each department, board,  
3 commission or institution to furnish the executive office for  
4 administration and finance and the house and senate committees  
5 on ways and means with quarterly statements comparing such  
6 receipts with projected receipts set forth herein and to include a  
7 full statement comparing such receipts with projected receipts in  
8 the annual report for fiscal year 2009 pursuant to section 12 of  
9 chapter 7A of the General Laws. The quarterly and annual reports  
10 shall also include detailed statements of any other sources of rev-  
11 enue for the budgeted funds in addition to those specified in this  
12 section.

**Non-Tax Revenue: Department Summary**

Source	Unrestricted Non-Tax Revenue	Restricted Non-Tax Revenue	Total Non-Tax Revenue
Administrative Law Appeals Division	\$84,500.00	\$0.00	\$84,500.00
Appeals Court	\$471,853.00	\$0.00	\$471,853.00
Appellate Tax Board	\$1,698,692.00	\$300,000.00	\$1,998,692.00
Attorney General Office	\$21,039,758.00	\$550,000.00	\$21,589,758.00
Berkshire Community College	\$289,641.00	\$0.00	\$289,641.00
Berkshire District Attorney	\$83.00	\$0.00	\$83.00
Board of Higher Education	\$420,417.00	\$0.00	\$420,417.00
Board of Library Commissioners	\$1,785.00	\$0.00	\$1,785.00
Bridgewater State College	\$3,043,997.00	\$0.00	\$3,043,997.00
Bristol Community College	\$637,356.00	\$0.00	\$637,356.00
Bristol District Attorney	\$254.00	\$0.00	\$254.00
Bunker Hill Community College	\$1,295,698.00	\$0.00	\$1,295,698.00
Bureau of State Buildings	\$165,397.00	\$0.00	\$165,397.00
Campaign and Political Finance	\$57,528.00	\$0.00	\$57,528.00
Cape Cod Community College	\$553,076.00	\$0.00	\$553,076.00
Capital Asset Management and Maintenance Division	\$3,439,659.00	\$16,550,000.00	\$19,989,659.00
Chief Medical Examiner	\$488.00	\$1,300,000.00	\$1,300,488.00
Civil Service Commission	\$20,364.00	\$0.00	\$20,364.00
Commission Against Discrimination	\$168,496.00	\$2,000,054.00	\$2,168,550.00
Commission for the Deaf and Hard of Hearing	\$176,200.00	\$0.00	\$176,200.00
Committee for Public Counsel Services	\$25,505.00	\$750,000.00	\$775,505.00
Criminal History Systems Board	\$8,153,166.00	\$0.00	\$8,153,166.00
Department Conservation and Recreation	\$17,151,672.00	\$8,504,826.00	\$25,656,498.00
Department of Agricultural Resources	\$4,564,025.00	\$0.00	\$4,564,025.00
Department of Business and Technology	\$21,556.00	\$0.00	\$21,556.00
Department of Correction	\$11,841,075.00	\$5,600,000.00	\$17,441,075.00
Department of Early Education and Care	\$199,477,322.00	\$0.00	\$199,477,322.00
Department of Education	\$14,405,376.00	\$0.00	\$14,405,376.00
Department of Elder Affairs	\$1,383,553,826.00	\$0.00	\$1,383,553,826.00
Department of Environmental Protection	\$44,595,780.00	\$1,200,000.00	\$45,795,780.00
Department of Fire Services	\$13,649,937.00	\$300,000.00	\$13,949,937.00
Department of Fish and Game	\$14,082,013.00	\$217,989.00	\$14,300,002.00
Department of Industrial Accidents	\$21,208,406.00	\$0.00	\$21,208,406.00
Department of Labor	\$1,666,305.00	\$152,850.00	\$1,819,155.00
Department of Mental Health	\$115,737,377.00	\$125,000.00	\$115,862,377.00
Department of Mental Retardation	\$438,998,874.00	\$150,000.00	\$439,148,874.00
Department of Public Health	\$90,916,267.00	\$59,541,026.00	\$150,457,293.00
Department of Public Safety	\$19,671,925.00	\$1,898,600.00	\$21,570,525.00
Department of Revenue	\$203,479,834.00	\$6,547,280.00	\$210,027,114.00
Department of Social Services	\$225,840,219.00	\$5,000,000.00	\$230,840,219.00
Department of State Police	\$3,626,267.00	\$23,966,200.00	\$27,592,467.00
Department of Telecommunication and Cable	\$4,180,192.00	\$0.00	\$4,180,192.00
Department of Telecommunication and Energy	\$13,859,563.00	\$2,375,000.00	\$16,234,563.00

Source	Unrestricted Non-Tax Revenue	Restricted Non-Tax Revenue	Total Non-Tax Revenue
Department of Transitional Assistance	\$400,319,455.00	\$7,000,000.00	\$407,319,455.00
Department of Veterans Services	\$15,188.00	\$300,000.00	\$315,188.00
Department of Youth Services	\$5,688,249.00	\$0.00	\$5,688,249.00
Department of Housing and Community Development	\$2,623,636.00	\$2,334,014.00	\$4,957,650.00
Department of Workforce Development	\$265,633.00	\$0.00	\$265,633.00
Division of Banks	\$23,940,736.00	\$5,000,000.00	\$28,940,736.00
Division of Energy Resources	\$738,380.00	\$0.00	\$738,380.00
Division of Insurance	\$72,678,727.00	\$0.00	\$72,678,727.00
Division of Labor Relations	\$92,892.00	\$0.00	\$92,892.00
Division of Operational Services	\$1,316,983.00	\$1,358,000.00	\$2,674,983.00
Division of Professional Licensure	\$12,137,470.00	\$0.00	\$12,137,470.00
Division of Standards	\$1,629,269.00	\$818,900.00	\$2,448,169.00
Emergency Management Agency	\$5,799,362.00	\$0.00	\$5,799,362.00
Executive Office for Administration and Finance	\$4,712,043.00	\$1,000,000.00	\$5,712,043.00
Executive Office of Environmental Affairs	\$5,512,375.00	\$625,000.00	\$6,137,375.00
Executive Office of Health and Human Services	\$4,106,977,862.00	\$225,000,000.00	\$4,331,977,862.00
Executive Office of Public Safety and Homeland Security	\$61,776.00	\$0.00	\$61,776.00
Executive Office of Transportation	\$1,401,671.00	\$27,344.00	\$1,429,015.00
Fitchburg State College	\$3,014,630.00	\$0.00	\$3,014,630.00
Framingham State College	\$2,478,160.00	\$0.00	\$2,478,160.00
George Fingold Library	\$5,000.00	\$20,000.00	\$25,000.00
Governor's Office	\$8,686.00	\$0.00	\$8,686.00
Greenfield Community College	\$318,597.00	\$0.00	\$318,597.00
Group Insurance Commission	\$469,869,432.00	\$1,000,000.00	\$470,869,432.00
Health Care Finance and Policy	\$20,605,773.00	\$0.00	\$20,605,773.00
Holyoke Community College	\$812,149.00	\$0.00	\$812,149.00
House of Representatives	\$22.00	\$0.00	\$22.00
Human Resources Division	\$127,286.00	\$2,427,500.00	\$2,554,786.00
Information Technology Division	\$11,134.00	\$601,850.00	\$612,984.00
Joint Legislative Expenditures	\$744.00	\$0.00	\$744.00
Lottery Commission	\$216,714,629.00	\$814,528,019.00	\$1,031,242,648.00
Massachusetts Bay Community College	\$919,717.00	\$0.00	\$919,717.00
Massachusetts Commission for the Blind	\$3,187,781.00	\$0.00	\$3,187,781.00
Massachusetts Cultural Council	\$652.00	\$0.00	\$652.00
Massachusetts Rehabilitation Commission	\$3,134,048.00	\$0.00	\$3,134,048.00
Massachusetts Aeronautics Commission	\$417,425.00	\$0.00	\$417,425.00
Massachusetts College of Liberal Arts	\$371,415.00	\$0.00	\$371,415.00
Massachusetts Highway Department	\$9,541,929.00	\$1,000,000.00	\$10,541,929.00
Massachusetts Maritime Academy	\$318.00	\$0.00	\$318.00
Massachusetts Office on Disability	\$41.00	\$0.00	\$41.00
Massasoit Community College	\$832,410.00	\$0.00	\$832,410.00
Merit Rating Board	\$30,701.00	\$0.00	\$30,701.00
Middlesex Community College	\$573,085.00	\$0.00	\$573,085.00

Source	Unrestricted Non-Tax Revenue	Restricted Non-Tax Revenue	Total Non-Tax Revenue
Military Division	\$2,021.00	\$400,000.00	\$402,021.00
Mt Wachusett Community College	\$421,978.00	\$0.00	\$421,978.00
Municipal Police Training Committee	\$133,049.00	\$1,262,500.00	\$1,395,549.00
North Shore Community College	\$889,664.00	\$0.00	\$889,664.00
Northern Essex Community College	\$782,537.00	\$0.00	\$782,537.00
Northwestern District Attorney	\$185.00	\$0.00	\$185.00
Office of Consumer Affairs and Business Regulation	\$506.00	\$0.00	\$506.00
Office of the Inspector General	\$0.00	\$493,819.00	\$493,819.00
Office of the Comptroller	\$474,698,918.00	\$0.00	\$474,698,918.00
Office of the Comptroller	(\$1,831,596,378.00)	\$0.00	(\$1,831,596,378.00)
Office of the State Treasurer	\$374,462,334.00	\$0.00	\$374,462,334.00
Parole Board	\$304,117.00	\$600,000.00	\$904,117.00
Plymouth District Attorney	\$4,875.00	\$0.00	\$4,875.00
Quinsigamond Community College	\$442,659.00	\$0.00	\$442,659.00
Registry of Motor Vehicles	\$443,382,480.00	\$0.00	\$443,382,480.00
Roxbury Community College	\$243,750.00	\$529,843.00	\$773,593.00
Salem State College	\$2,979,194.00	\$0.00	\$2,979,194.00
Secretary of State	\$206,917,790.00	\$80,000.00	\$206,997,790.00
Senate	\$78.00	\$0.00	\$78.00
Sex Offender Registry	\$245,531.00	\$0.00	\$245,531.00
Sheriff Department Berkshire	\$49,448.00	\$1,300,000.00	\$1,349,448.00
Sheriff Department Essex	\$647,948.00	\$2,000,000.00	\$2,647,948.00
Sheriff Department Franklin	\$53,337.00	\$2,112,000.00	\$2,165,337.00
Sheriff Department Hampden	\$747,540.00	\$1,914,460.00	\$2,662,000.00
Sheriff Department Hampshire	\$77,088.00	\$225,000.00	\$302,088.00
Sheriff Department Middlesex	\$129,050.00	\$1,000,000.00	\$1,129,050.00
Sheriff Department Worcester	\$169,157.00	\$0.00	\$169,157.00
Soldiers' Home in Holyoke	\$13,077,019.00	\$376,247.00	\$13,453,266.00
Soldiers' Home in Massachusetts	\$11,256,315.00	\$300,661.00	\$11,556,976.00
Springfield Technical Community College	\$1,041,234.00	\$0.00	\$1,041,234.00
State Auditor's Office	\$492.00	\$0.00	\$492.00
State Ethics Commission	\$74,220.00	\$0.00	\$74,220.00
State Racing Commission	\$4,325,129.00	\$0.00	\$4,325,129.00
Supreme Judicial Court	\$2,859,859.00	\$0.00	\$2,859,859.00
Trial Court	\$82,178,373.00	\$43,000,000.00	\$125,178,373.00
University of Massachusetts System	\$47,142,280.00	\$0.00	\$47,142,280.00
Westfield State College	\$2,421,044.00	\$0.00	\$2,421,044.00
Worcester District Attorney	\$379.00	\$0.00	\$379.00
Worcester State College	\$2,793,692.00	\$0.00	\$2,793,692.00
<b>Total Non-Tax Revenue</b>	<b>\$8,106,518,087.00</b>	<b>\$1,255,663,982.00</b>	<b>\$9,362,182,069.00</b>

## 1 SECTION 2.

**JUDICIARY.****SUPREME JUDICIAL COURT.**

0320-0003	For the operation of the supreme judicial court, including salaries of the chief justice and the 6 associate justices .....	7,744,996
0320-0010	For the operation of the clerk's office of the supreme judicial court for Suffolk county .....	1,283,205
0321-0001	For the operation of the commission on judicial conduct .....	574,398
0321-0100	For the services of the board of bar examiners .....	1,108,593

**COMMITTEE FOR PUBLIC COUNSEL SERVICES.**

0321-1500	For the operation of the committee for public counsel services, as authorized by chapter 211D of the General Laws, and the operation of the public defender division; provided, that the committee shall submit a report to the clerks of the house of representatives and senate and the house and senate committees on ways and means, no later than January 31, 2009, that shall include, but not be limited to, the following: (a) the number of clients assisted by the committee in the prior fiscal year; (b) any proposed expansion of legal services delineated by type of service, target population and cost; (c) the total number of persons who received legal services by the committee, from type of case and geographic location; (d) the costs for services rendered per client, by type of case and geographic location; (e) the amount paid, if any, to the committee by clients for services rendered by type of case and geographic location; (f) the average cost for services rendered by the committee by type of case; and (g) the average number of hours spent per attorney or staff per type of case; provided further, that the committee shall submit a report to the house and senate committees on ways and means no later than January 31, 2009, on the progress of the public defender division; and provided further, that said report shall include the following: (a) the number of offices that are in operation; (b) the number of staff hired to work in the district offices; and (c) the estimated savings the commonwealth has realized from having cases assigned to public defenders as opposed to being assigned to private bar advocates .....	29,296,423
0321-1510	For compensation paid to private counsel assigned to criminal and civil cases under subsection (b) of section 6 of chapter 211D of the General Laws, pursuant to section 11 of said chapter 211D; provided, that not more than \$2,000,000 of the sum appropriated in this item may be expended for services rendered before fiscal year 2009 .....	139,231,328
0321-1518	The chief counsel for the committee for public services may expend an amount not to exceed \$750,000 from revenues	

	collected from fees charged for attorney representation of indigent clients .....	750,000
0321-1520	For fees and costs as defined in section 27A of chapter 261 of the General Laws, as ordered by a justice of the appeals court or a justice of a department of the trial court of the commonwealth on behalf of indigent persons, as defined in said section 27A of said chapter 261; provided, that not more than \$1,000,000 of the sum appropriated in this item may be expended for services rendered before fiscal year 2009 .....	11,737,215
0321-1600	For the Massachusetts Legal Assistance Corporation to provide legal representation for indigent or otherwise disadvantaged residents of the commonwealth; provided, that notwithstanding section 9 of chapter 221A of the General Laws, \$1,370,801 shall be expended for the disability benefits project, \$618,742 shall be expended for the Medicare Advocacy Project, and \$2,834,024 shall be expended for the Battered Women's Legal Assistance Project; provided further, that the corporation shall submit a report to the house and senate committees on ways and means no later than January 30, 2009 that shall include, but not be limited to, the following: (a) the number of persons whom the programs funded by the corporation assisted in the prior fiscal year; (b) any proposed expansion of legal services delineated by type of service, target population, and cost; and (c) the total number of indigent or otherwise disadvantaged residents of the commonwealth who received services of the corporation, by type of case and geographic location; and provided further, that the corporation may contract with any organization for the purpose of providing the representation .....	11,000,000
0321-2000	For the operation of the mental health legal advisors committee and for certain programs for the indigent mentally ill, as provided in section 34E of chapter 221 of the General Laws .....	813,797
0321-2100	For the Massachusetts correctional legal services committee ..	985,824
0321-2205	For the expenses of the social law library located in Suffolk county .....	2,129,671

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**APPEALS COURT.**

0322-0100	For the appeals court, including the salaries, traveling allowances and expenses of the chief justice, recall judges and the associate justices .....	11,614,873
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**TRIAL COURT.**

0330-0101	For the salaries of the justices of the superior court department of the trial court .....	10,860,090
0330-0102	For the salaries of the justices of the district court department of the trial court .....	20,659,737
0330-0103	For the salaries of the justices of the probate and family court department of the trial court .....	6,439,778

0330-0104	For the salaries of the justices of the land court department of the trial court .....	1,046,483
0330-0105	For the salaries of the justices of the Boston municipal court department of the trial court .....	3,770,548
0330-0106	For the salaries of the justices of the housing court department of the trial court .....	1,307,375
0330-0107	For the salaries of the justices of the juvenile court department of the trial court .....	5,335,698
0330-0300	For the central administration of the trial court, including costs associated with trial court non-employee services, trial court dental and vision health plan agreement, jury expenses, trial court law libraries, statewide telecommunications, private and municipal court rental and leases, operation of courthouse facilities, rental of county court facilities, witness fees, printing expenses, equipment maintenance and repairs, court interpreter program, and insurance and chargeback costs; provided, that funds may be expended for the judicial training institute; provided further, that 50 per cent of all fees payable pursuant to Massachusetts Rules of Criminal Procedure 15(d) and 30(c)(8) shall be paid from this item; provided further, that notwithstanding section 9A of chapter 30 of the General Laws, or any general or special law to the contrary, the rights afforded to a veteran, pursuant to said section 9A of said chapter 30, shall also be afforded to any veteran, as so defined, who holds a trial court office or position in the service of the commonwealth not classified under chapter 31, other than an elective office, an appointive office for a fixed term or an office or position under section 7 of said chapter 30, and who (a) has held the office or position for not less than 1 year and (b) has 30 years of total creditable service to the commonwealth, as defined in chapter 32 of the General Laws; provided further, that not less than \$100,000 shall be expended for the changing lives through literature program; provided further, that the trial court shall submit a report to the victim and witness assistance board detailing the amount of assessments imposed within each court by a justice or clerk-magistrate during the previous calendar year pursuant to section 8 of chapter 258B of the General Laws; provided further, that the report shall include, but not be limited to, the number of cases in which the assessment was reduced or waived by a judge or clerk-magistrate within the courts; and provided further, that the report shall be submitted to the victim and witness assistance board no later than January 14, 2009 .....	143,956,028
0330-0317	For the operation and expenses of the Massachusetts sentencing commission, pursuant to chapter 211E of the General Laws .....	236,975
0330-0410	For alternative dispute resolution services for the trial court; provided, that the services shall be made available, to the extent possible, in connection with child care, protection and custody proceedings in juvenile and probate courts;	

	provided further, that not less than \$75,000 shall be expended for the Housing Services and Mediation Program operated by the Berkshire County Regional Housing Authority in Pittsfield; provided further, that not less than \$60,000 shall be expended for North Central Court Services, Inc.; provided further, that not less than \$65,000 shall be expended for the North Shore Community Mediation Program in Salem; provided further, that not less than \$65,000 shall be expended for Metropolitan Mediation Services operated by the Brookline Community Mental Health Center; provided further, that not less than \$62,811 shall be expended for Mediation Works, Inc; provided further, that not less than \$50,000 shall be expended for Quabbin Mediation in Athol; provided further, that not less than \$50,000 shall be expended for the Mediation and Training Collaborative of Franklin County in Greenfield; provided further, that not less than \$65,000 shall be expended for Framingham Court Mediation Services; provided further, that not less than \$60,000 shall be expended for the Cape Cod Dispute Resolution Center; provided further, that not less than \$65,000 shall be expended for the Community Dispute Settlement Center, Inc., of Cambridge; provided further, that not less than \$50,000 shall be expended for the Greater Brockton Center for Dispute Resolution; provided further, that not less than \$48,031 shall be expended for the Somerville Mediation Program; provided further, that not less than \$65,000 shall be expended for the Middlesex Multi-door Court House Program; provided further, that not less than \$40,000 shall be expended for the Martha's Vineyard Mediation Program; provided further, that not less than \$60,000 shall be expended for Dispute Resolution Services, Inc. in the city of Springfield; and provided further, that not less than \$50,000 shall be expended for Community Mediation of Worcester .....	962,768
0330-0441	For permanency mediation services in the probate and juvenile courts .....	540,000
0330-3200	For the court security program, including personnel and expenses; provided, that the chief justice for administration and management shall submit a report to the house and senate committees on ways and means no later than January 31, 2009, detailing the number of court officers and security personnel located in each trial court of the commonwealth .....	64,485,408
0330-3333	The chief justice for administration and management may expend an amount not to exceed \$20,000,000 from fees charged and collected pursuant to section 3 of chapter 90C, chapter 185, section 22 of chapter 218 and sections 2, 4A, 4C, 39 and 40 of chapter 262 of the General Laws; provided, that the chief justice shall only expend or allocate funds from this item to the 7 departments of the trial court for the operation of the departments; provided further, that any expenditures or allocations shall be made in accordance with schedules submitted to the house and senate committees on ways and means 30 days before the	

	expenditures or allocations are made; provided further, that said schedule detailing the full allotment of said \$20,000,000 shall be submitted to the house and senate committees on ways and means no later than February 1, 2009; provided further, that the only revenue available for expenditure in this item for fiscal year 2009 shall be revenue collected from the fees in excess of the amount collected and deposited into the General Fund in fiscal year 2003 from the fees; provided further, that no allocation shall occur until the schedules have been approved by the committees; provided further, that the fees shall continue to be transmitted to the treasurer for deposit into the General Fund before the expenditure authorized by this item; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the chief justice may incur expenses and the comptroller shall certify for payments amounts not to exceed the lower of one half of this authorization or the most-recent revenue estimate therefore, as reported in the state accounting system .....	20,000,000
0330-3334	The chief justice for administration and management may expend an amount not to exceed \$23,000,000 from fees charged and collected pursuant to section 87A of chapter 276 of the General Laws; provided, that the chief justice shall expend or allocate funds from this item only to the district court and Boston municipal court departments of the trial court for the operation of those departments; provided further, that any expenditures or allocations shall be made in accordance with schedules submitted to the house and senate committees on ways and means 30 days before the expenditures or allocations are made; provided further, that said schedule detailing the full allotment of said \$23,000,000 shall be submitted to the house and senate committees on ways and means no later than February 1, 2009; provided, however, that the chief justice shall allocate or expend the funds authorized in this item in a manner that accounts for the individual district court's compliance with the third paragraph of said section 87A; and provided further, that the fees shall continue to be transmitted to the treasurer for deposit into the General Fund before the expenditure authorized by this item .....	23,000,000
0330-3337	For additional expenses associated with the operation of the trial court; provided, that these funds may be transferred to all line items of the trial court department by the chief justice of administration and management; and provided further, that any expenditures or allocations shall be made in accordance with schedules submitted to the house and senate committees on ways and means 30 days before the expenditures or allocations are made .....	20,457,323

**SUPERIOR COURT DEPARTMENT.**

0331-0100	For the administrative office of the superior court department	6,248,393
0331-0300	For medical malpractice tribunals established in accordance with the provisions of section 60B of chapter 231 of the General Laws .....	59,323
0331-2100	For the Barnstable superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	716,338
0331-2200	For the Berkshire superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	201,536
0331-2300	For the Bristol superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	858,760
0331-2400	For the Dukes superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	160,515
0331-2500	For the Essex superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	1,447,990
0331-2600	For the Franklin superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	391,781
0331-2700	For the Hampden superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	1,458,025
0331-2800	For the Hampshire superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	310,264
0331-2900	For the Middlesex superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	3,232,440
0331-3000	For the Nantucket superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	135,265
0331-3100	For the Norfolk superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	1,186,622

0331-3200	For the Plymouth superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	1,087,829
0331-3300	For the Suffolk superior civil court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	2,974,243
0331-3400	For the Suffolk superior criminal court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	1,890,875
0331-3500	For the Worcester superior court; provided, that the clerk of the court shall have responsibility for the internal administration of his office, including personnel, staff services and record keeping .....	1,070,743

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**DISTRICT COURT DEPARTMENT.**

0332-0100	For the administrative office of the district court department, including a civil conciliation program .....	915,638
0332-1100	For the first district court of Barnstable .....	572,700
0332-1200	For the second district court of Barnstable at Orleans .....	411,571
0332-1203	For the third district court of Barnstable at Falmouth .....	411,198
0332-1300	For the district court of northern Berkshire at Adams, North Adams and Williamstown .....	290,588
0332-1400	For the district court of central Berkshire at Pittsfield .....	447,811
0332-1500	For the district court of southern Berkshire at Great Barrington and Lee .....	247,679
0332-1600	For the first district court of Bristol at Taunton .....	753,766
0332-1700	For the second district court of Bristol at Fall River .....	935,002
0332-1800	For the third district court of Bristol at New Bedford .....	1,009,806
0332-1900	For the fourth district court of Bristol at Attleboro .....	622,941
0332-2000	For the district court of Edgartown .....	180,356
0332-2100	For the first district court of Essex at Salem .....	745,807
0332-2300	For the third district court of Essex at Ipswich .....	211,236
0332-2400	For the central district court of northern Essex at Haverhill ....	634,726
0332-2500	For the district court of eastern Essex at Gloucester .....	318,536
0332-2600	For the district court of Lawrence .....	1,168,624
0332-2700	For the district court of southern Essex at Lynn .....	860,611
0332-2800	For the district court of Newburyport .....	524,576
0332-2900	For the district court of Peabody .....	535,770
0332-3000	For the district court of Greenfield .....	364,910

0332-3100	For the district court of Orange .....	299,904
0332-3200	For the district court of Chicopee .....	446,702
0332-3300	For the district court of Holyoke .....	467,704
0332-3400	For the district court of eastern Hampden at Palmer .....	321,784
0332-3500	For the district court of Springfield .....	1,820,851
0332-3600	For the district court of western Hampden at Westfield .....	307,174
0332-3700	For the district court of Hampshire at Northampton .....	660,536
0332-3800	For the district court of eastern Hampshire at Belchertown ....	176,744
0332-3900	For the district court of Lowell .....	1,286,470
0332-4000	For the district court of Somerville .....	1,204,914
0332-4100	For the district court of Newton .....	391,033
0332-4200	For the district court of Marlborough .....	517,990
0332-4300	For the district court of Natick .....	446,702
0332-4400	For the first district court of eastern Middlesex at Malden .....	613,050
0332-4500	For the second district court of eastern Middlesex at Waltham .....	520,692
0332-4600	For the third district court of eastern Middlesex at Cambridge .....	1,305,353
0332-4700	For the fourth district court of eastern Middlesex at Woburn ..	720,429
0332-4800	For the first district court of northern Middlesex at Ayer .....	393,280
0332-4900	For the first district court of southern Middlesex at Framingham .....	825,997
0332-5000	For the district court of central Middlesex at Concord .....	499,996
0332-5100	For the district court of Nantucket .....	128,409
0332-5200	For the district court of northern Norfolk at Dedham .....	591,941
0332-5300	For the district court of East Norfolk at Quincy .....	1,670,748
0332-5400	For the district court of western Norfolk at Wrentham .....	498,135
0332-5500	For the district court of southern Norfolk at Stoughton .....	645,192
0332-5600	For the municipal court of Brookline .....	368,440
0332-5700	For the district court of Brockton .....	1,188,694
0332-5800	For the second district court of Plymouth at Hingham .....	679,577
0332-5900	For the third district court of Plymouth at Plymouth .....	844,049
0332-6000	For the fourth district court of Plymouth at Wareham .....	711,478
0332-6300	For the district court of Chelsea; provided, that notwithstanding the provisions of any general or special law to the contrary, said district court shall be the permanent location for the northern trial session to handle six person jury cases; provided further, that all personnel within said district court whose duties relate to said northern trial session shall report to the clerk magistrate of said district court; and provided further, that the clerk magistrate shall utilize whatever space within the facility-at-large he deems necessary to comply with S.J.C. Rule 3:12, Canon 3(A)6 .....	886,843

0332-6900	For the central district court of Worcester .....	1,637,320
0332-7000	For the district court of Fitchburg .....	536,071
0332-7100	For the district court of Leominster .....	421,727
0332-7200	For the district court of Winchendon .....	147,068
0332-7300	For the first district court of northern Worcester at Gardner ...	375,142
0332-7400	For the first district court of eastern Worcester at Westborough .....	426,068
0332-7500	For the second district court of eastern Worcester at Clinton ..	494,857
0332-7600	For the district court of southern Worcester at Dudley .....	507,025
0332-7700	For the second district court of southern Worcester at Uxbridge .....	337,588
0332-7800	For the third district court of southern Worcester at Milford ..	322,810
0332-7900	For the district court of western Worcester at East Brookfield	337,368

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**PROBATE AND FAMILY COURT DEPARTMENT.**

0333-0002	For the administrative office of the probate and family court department .....	1,307,828
0333-0100	For the Barnstable probate court .....	981,581
0333-0150	For the operation of a child and parents program in the Barnstable probate court .....	79,495
0333-0200	For the Berkshire probate court .....	515,505
0333-0300	For the Bristol probate court .....	1,619,752
0333-0400	For the Dukes probate court .....	122,327
0333-0500	For the Essex probate court .....	1,305,319
0333-0600	For the Franklin probate court .....	519,668
0333-0700	For the Hampden probate court .....	2,807,285
0333-0711	For the operation of the Berkshire, Franklin, Hampden and Hampshire family court clinic to be administratively located in the city of Springfield and to serve the Berk- shire, Franklin, Hampden and Hampshire divisions of the probate court .....	39,748
0333-0800	For the Hampshire probate court .....	645,228
0333-0900	For the Middlesex probate court .....	3,377,715
0333-0911	For the Middlesex probate court family services clinic .....	193,762
0333-0913	For the Middlesex community access program of community outreach and education; provided, that the program shall be targeted at low income persons who experience educa- tional and language barriers to court access; and provided further, that the program shall be administered by the register of probate of Middlesex county .....	191,719
0333-1000	For the Nantucket probate court .....	175,577

0333-1100	For the Norfolk probate court .....	1,515,401
0333-1111	For the Norfolk probate court family services clinic .....	139,772
0333-1200	For the Plymouth probate court .....	1,359,173
0333-1300	For the Suffolk probate court .....	2,240,115
0333-1313	For the Suffolk probate community access program of community outreach and education; provided, that said program shall be targeted at low income persons who experience educational and language barriers to court access; and provided further, that said program shall be administered by the register of probate of Suffolk county .	250,000
0333-1400	For the Worcester probate court .....	1,704,394
0333-1411	For the Worcester probate court family services clinic .....	189,362

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**LAND COURT DEPARTMENT.**

0334-0001	For the operation of the land court .....	2,386,331
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**BOSTON MUNICIPAL COURT DEPARTMENT.**

0335-0001	For the central division of the Boston municipal court department including the administrative costs of said court department .....	3,185,464
0335-0100	For the Brighton division of the Boston municipal court department .....	326,154
0335-0200	For the Charlestown division of the Boston municipal court department .....	232,655
0335-0300	For the Dorchester division of the Boston municipal court department .....	1,149,514
0335-0400	For the East Boston division of the Boston municipal court department .....	582,745
0335-0500	For the Roxbury division of the Boston municipal court department .....	1,116,770
0335-0600	For the South Boston division of the Boston municipal court department .....	407,439
0335-0700	For the West Roxbury division of the Boston municipal court department .....	733,061

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**HOUSING COURT DEPARTMENT.**

0336-0002	For the administrative office of the housing court department	103,132
0336-0100	For the Boston housing court .....	932,876
0336-0200	For the western division of the housing court .....	691,755
0336-0300	For the Worcester county housing court .....	694,614
0336-0400	For the southeastern division of the housing court .....	1,214,514
0336-0500	For the northeastern division of the housing court .....	650,698

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**JUVENILE COURT DEPARTMENT.**

0337-0002	For the administrative office of the juvenile court department	895,237
0337-0100	For the Suffolk county juvenile courts .....	1,250,224
0337-0200	For the Bristol juvenile court .....	1,248,840
0337-0300	For the Hampden county juvenile courts; provided, that \$145,841 shall be expended for the CASA program in the Springfield Juvenile Courts .....	1,297,623
0337-0400	For the Worcester county juvenile courts; provided, that \$72,920 shall be expended for the CASA program in the Worcester Juvenile Court .....	1,083,597
0337-0500	For the Barnstable county juvenile court, including the Barnstable county juvenile court located in the town of Plymouth .....	737,608
0337-0600	For the Essex county juvenile courts; provided, that \$100,000 shall be expended for the CASA program in the Lawrence Juvenile Court .....	1,140,090
0337-0700	For the Hampshire and Franklin counties juvenile courts; provided, that \$77,478 shall be expended for the Franklin/Hampshire CASA program, including the Northampton, Greenfield, Orange, and Ware District Courts.....	686,132
0337-0800	For the Plymouth county juvenile courts; provided, that \$72,920 shall be expended for the CASA program in the Plymouth County Juvenile Courts .....	790,686
0337-0900	For the Berkshire county juvenile courts; provided, that \$54,690 shall be expended for a Berkshire CASA program, in the Berkshire County Juvenile Courts.....	499,471
0337-1000	For the Middlesex county juvenile courts .....	1,189,058
0337-1100	For the Norfolk county juvenile courts .....	916,996

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**OFFICE OF THE COMMISSIONER OF PROBATION.**

0339-1001	For the office of the commissioner of probation; provided, that notwithstanding the any general or special law, rule or regulation to the contrary, the commissioner, subject to appropriation, shall have exclusive authority to appoint, dismiss, assign and discipline probation officers, associate probation officers, probation officers-in-charge, assistant chief probation officers and chief probation officers; provided further, that the associate probation officers shall only perform in-court functions and shall assume the in-court duties of the currently employed probation officers who shall be reassigned within the probation service subject to collective bargaining agreements to perform intensive, community-based supervision of probationers, including the provisions of intensive supervision and community restraint services as described in item 0339-1004; provided further, that no funds shall be expended from	
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this line item to cover the costs of building leases; provided further, that not less than \$100,000 shall be expended for the central Massachusetts probation training academy in the town of Clinton for the purpose of maintaining current staffing levels or providing additional staff at the discretion of the commissioner; provided further, that notwithstanding any general or special law, rule or regulation to the contrary, probation officer personnel and probation clerical support staff assigned to the courts shall be provided with suitable office space in their current location in and around the various divisions and departments of the trial court, as the case may be, or in suitable office space as appropriate, with the advice and consent of the commissioner; provided further, that the office shall enter into an interagency service agreement with the department of revenue to verify income data and to utilize the departments wage reporting and bank match system for the purpose of weekly tape-matching, so-called, for the purposes of determining an individual's eligibility for appointment of indigent counsel, as defined in chapter 211D of the General Laws; provided further, that the office shall submit quarterly reports to the house and senate committees on ways and means detailing the progress of eligibility verification with the department; and provided further, that the report shall include, but not be limited to, the number of individuals to be found misrepresenting assets, revenue generated through collection of indigent client fees, the average indigent client fee that each court division collects per case since the effective date of this act, recommendations on improvements in verifying eligibility for counsel and other pertinent information to ascertain the effectiveness of verification .....

140,688,080

0339-1003 For the operation of the trial court office of community corrections, including the costs of personnel; provided, that no funds shall be expended from this line item to cover the costs of building leases .....

7,707,000

0339-1004 For the cost of intensive supervision and community corrections programs; provided, that the programs shall include, but not be limited to, tracking, community service, educational assistance, drug and alcohol testing and treatment, curfew enforcement, home confinement, day reporting, means-tested fines, restitution, and community incapacitation or restraint; provided further, that the number of placements in the programs shall not exceed a daily average goal of 5,000 intensively-supervised probationers; provided further, that funds from this item shall be expended to cover the costs of the programs that are undertaken and administered by court probation offices and county sheriffs' offices; provided further, that said funds shall be expended for the purpose of providing said programs in Barnstable, Berkshire, Bristol, Dukes, Essex, Franklin, Hampden, Hampshire, Middlesex, Nantucket, Norfolk, Plymouth, Suffolk, and Worcester counties in fiscal year 2009; provided further, that the executive director of the office of community corrections of the trial court shall enter into interagency service agreements and

memoranda of understanding with the probation offices and sheriffs' offices for the provision of said programs, including the contracting for detention space for probationers arrested for violating probation and awaiting court action and detention space for probationers who have been ordered by the trial court to be supervised at a higher level of restraint; provided further, that said agreements and memoranda shall be entered into at the direction of the executive director; and provided further, that the executive director shall submit a spending and management plan for the programs to the house and senate committees on ways and means no later than January 30, 2009 .....

19,316,186

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**OFFICE OF THE JURY COMMISSIONER.**

0339-2100 For the office of the jury commissioner in accordance with chapter 234A of the General Laws ..... 2,633,128

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**SUFFOLK DISTRICT ATTORNEY.**

0340-0100 For the Suffolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program, the domestic violence unit and the children's advocacy center; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to,

the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; provided further, that not more than \$100,000 shall be expended for additional support of the Gun Prosecution Task Force, also known as the Gun Court; provided further, that not more than \$150,000 shall be expended for support of a second Grand Jury for Suffolk County to investigate unsolved homicides, otherwise known as the Special Grand Jury; provided further, that not more than \$230,000 shall be expended for the cost of rent increases and property tax pass through increases at One Bulfinch Place; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

16,593,097

0340-0101 For the overtime costs of state police officers assigned to the Suffolk district attorney's office .....

384,537

General Fund.....11.80%  
Highway Fund.....88.20%

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#### MIDDLESEX DISTRICT ATTORNEY.

0340-0200 For the Middlesex district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and

2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

14,245,849

0340-0201	For the overtime costs of state police officers assigned to the Middlesex district attorney's office .....	532,558
	General Fund.....11.80%	
	Highway Fund.....88.20%	

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#### **EASTERN DISTRICT ATTORNEY.**

0340-0300 For the Eastern district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in

	those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; and provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program .....	8,751,724
0340-0301	For the overtime costs of state police officers assigned to the Eastern district attorney's office .....	497,389
	General Fund.....11.80%	
	Highway Fund.....88.20%	

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**WORCESTER DISTRICT ATTORNEY.**

0340-0400	For the Worcester district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall	
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	submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....	9,205,428
0340-0401	For the overtime costs of state police officers assigned to the Worcester district attorney's office .....	437,707
	General Fund .....11.80%	
	Highway Fund .....88.20%	
0340-0410	For the analyses of narcotic drug synthetic substitutes, poisons, drugs, medicines and chemicals at the University of Massachusetts medical school in order to support the law enforcement efforts of the district attorneys, the state police and municipal police departments.....	450,000

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**HAMPDEN DISTRICT ATTORNEY.**

0340-0500	For the Hampden district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law	
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	enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....	8,328,979
0340-0501	For the overtime costs of state police officers assigned to the Hampden district attorney's office .....	358,881
	General Fund .....11.80%	
	Highway Fund .....88.20%	

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**HAMPSHIRE/FRANKLIN DISTRICT ATTORNEY.**

0340-0600	For the Hampshire/Franklin district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were	
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used in said fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

5,185,922

0340-0601	For the overtime costs of state police officers assigned to the Hampshire/Franklin district attorney's office .....	251,615
	General Fund .....11.80%	
	Highway Fund .....88.20%	

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#### NORFOLK DISTRICT ATTORNEY.

0340-0700 For the Norfolk district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall

	submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....	8,529,225
0340-0701	For the overtime costs of state police officers assigned to the Norfolk district attorney's office .....	463,770
	General Fund .....11.80%	
	Highway Fund .....88.20%	

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**PLYMOUTH DISTRICT ATTORNEY.**

0340-0800	For the Plymouth district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing	
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the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

7,399,913

0340-0801	For the overtime costs of state police officers assigned to the Plymouth district attorney's office .....	378,832
	General Fund .....11.80%	
	Highway Fund .....88.20%	

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**BRISTOL DISTRICT ATTORNEY.**

0340-0900 For the Bristol district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that not less than \$150,000 shall be expended for the purpose of continuing the Katie Brown domestic violence prevention program in schools within Bristol County to be administered by the Bristol County District Attorney; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the

program; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

7,701,237

0340-0901 For the overtime costs of state police officers assigned to the Bristol district attorney's office .....

General Fund .....11.80%

Highway Fund .....88.20%

354,165

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#### CAPE AND ISLANDS DISTRICT ATTORNEY.

0340-1000 For the Cape and Islands district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided further, that 2 prosecutors and administrative support shall be provided to the Cape Cod offender management task force; provided further, that not more than \$20,000 shall be expended for the Cape and Islands Child Advocacy Center at Children's Cove in Hyannis; provided further, that the office shall submit reports to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number

of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that the office shall submit a report to the executive director of the Massachusetts' district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the following: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

3,763,148

0340-1001

For the overtime costs of state police officers assigned to the Cape and Islands district attorney's office .....

General Fund .....11.80%

Highway Fund .....88.20%

302,521

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#### BERKSHIRE DISTRICT ATTORNEY.

0340-1100

For the Berkshire district attorney's office, including the victim and witness assistance program, the child abuse and sexual assault prosecution program and the domestic violence unit; provided, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by the office in calendar year 2008 and the disposition or status thereof, which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that \$150,000 shall be expended for the operation and management of the Berkshire County Drug Task Force; provided further, that 50 per cent of fees payable pursuant to Massachusetts Rules of Criminal Procedure 15 (d) and 30 (c)(8) for appeals taken by the office shall be paid from this item; provided further, that the office shall submit a report to the executive director of the Massachusetts district attorneys' association no later than February 1, 2009, detailing the office's use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report shall include, but not be limited to, the follow-

ing: (a) the amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007 and 2008; (b) a description of how the funds were used in those fiscal years; and (c) the balance of the trust fund as of January 1, 2009; provided further, that the office shall submit a report to the house and senate committees on ways and means no later than February 1, 2009, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; provided further, that the report shall include, but not be limited to, the following: (a) the total number of personnel from private law firms participating in the program; (b) the name and address of the law firms; (c) the duties performed by the personnel; and (d) the benefits and cost savings associated with the program; provided further, that no assistant district attorney shall be paid an annual salary of less than \$37,500; and provided further, that at least 30 days before transferring any funds authorized in this item from the AA object class, the district attorney shall notify the house and senate committees on ways and means of its intention to make that transfer .....

3,665,579

0340-1101 For the overtime costs of state police officers assigned to the Berkshire district attorney's office .....

General Fund .....11.80%

Highway Fund .....88.20%

140,984

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#### DISTRICT ATTORNEYS' ASSOCIATION.

0340-2100 For the operation of the Massachusetts district attorneys' association, including the implementation and related expenses of the district attorneys' office automation and case management and tracking system; provided, that expenses associated with the system may be charged directly to this item; provided further, that the 11 district attorneys of the commonwealth may contribute a portion of their fiscal year 2009 appropriation to the Massachusetts district attorneys' association in order to alleviate the cost of the case management and tracking system as well as the cost of data lines associated with the district attorney's computer network; provided further, that the department shall work in conjunction with the disabled persons protection commission and the 11 district attorneys offices to prepare a report that shall include, but not be limited to, the following: (a) the number of abuse cases that are referred to each said district attorney's office for further investigation; (b) the number of said referrals resulting in the filing of criminal charges, delineated by type of charge; (c) the number of cases referred to each said district attorneys office that remain open as of the date for submission of said report; and (d) the number of cases resulting a criminal prosecution, and the disposition of each such prosecution; provided further, that said report shall be submitted to the house and senate committees on ways and means on or before March 15, 2009; provided further, that each district attorney shall submit a report to the Massachusetts district attorneys' association and the

house and senate committees on ways and means delineating all funds expended for the purpose of implementing the case management and tracking system no later than January 30, 2009; provided further, that the report shall include, but not be limited to, an analysis of the total cost of the district attorneys' computer network, the total cost incurred by each district attorney's office, a detailed list of all hardware and software leased, owned or operated by each district attorney, a plan for any purchases to be made in the remainder of fiscal year 2009 and a detailed summary of any policies implemented to contain the costs of the network by either the Massachusetts district attorneys' association or the individual district attorneys' offices; provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item; provided further, that the association shall submit a report to the house and senate committees on ways and means no later than January 31, 2009, detailing, by district attorney office, all sources of revenue, including, but not limited to, federal and state grants that were received in fiscal year 2008, and the amount of each source of revenue; provided further, that the association shall work in conjunction with the 11 district attorney offices to prepare and submit a report to the house and senate committees on ways and means no later than March 1, 2009, summarizing the number and types of criminal cases managed or prosecuted by all district attorney offices in the calendar year 2008 and the disposition or status thereof which shall be delineated by each jurisdiction of the district, juvenile, probate, superior, appeals, and supreme judicial court in which the cases were managed or prosecuted; provided further, that for each jurisdiction of said courts, the report shall include, but not be limited to, the following: (a) the type of criminal case; (b) the total number of defendants charged under the type of case; and (c) summary of dispositions or statuses thereof; provided further, that the association shall work in conjunction with the 11 district attorney offices to prepare and submit a report to the house and senate committees on ways and means no later than March 1, 2009, detailing all district attorney offices' use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; and provided further, that the report shall include, but not be limited to, the following: (a) amount of the funds deposited into the office's special law enforcement trust fund in fiscal years 2006, 2007, and 2008; (b) how the funds were used in those fiscal years; and (c) balance of the trust fund as of January 1, 2009 .....

		2,014,832
0340-8908	For the costs associated with maintaining the association's wide area network .....	1,362,600

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## EXECUTIVE.

0411-1000	For the offices of the governor, the lieutenant governor and the governor's council; provided, that the amount appro-
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	<p>           priated in this item may be used at the discretion of the governor for the payment of extraordinary expenses not otherwise provided for and for transfer to appropriation accounts where the amounts otherwise available may be insufficient; provided further, that funds may be expended for the governor's commission on mental retardation; and provided further, that the advisory council on Alzheimer diseases and related disorders, as established in the office of the governor by section 379 of chapter 194 of the acts of 1998 and section 80 of chapter 236 of the acts of 2000, shall continue during fiscal year 2009 .....         </p>	5,564,771
0411-1001	For the operation of the development coordinating council ....	246,720
0411-1002	For a contract with the Massachusetts Service Alliance to operate the commonwealth corps program .....	3,000,000
0411-1003	For the operation of the commonwealth's Washington, DC office .....	453,292

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## SECRETARY OF THE COMMONWEALTH.

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### OFFICE OF THE SECRETARY OF THE COMMONWEALTH.

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0511-0000	<p>           For the operation of the office of the secretary; provided, that the office shall submit a report detailing staffing patterns for each program operated by the office; provided further, that the report shall include, but not be limited to, actual and functional job titles by program and compensation rates and lengths of service for each employee; provided further, that the office shall submit the report not later than January 31, 2009, to the house and senate committees on ways and means; provided further, that the secretary may transfer funds between items 0540-0900, 0540-1000, 0540-1100, 0540-1200, 0540-1300, 0540-1400, 0540-1500, 0540-1600, 0540-1700, 0540-1800, 0540-1900, 0540-2000 and 0540-2100 pursuant to an allocation schedule filed with the house and senate committees on ways and means not less than 30 days before the transfer; provided further, that each register of deeds using electronic record books shall ensure that all methods of electronically recording instruments conform to any regulation or standard established by the secretary of state or the records conservation board; and provided further, that those regulations shall be issued not later than June 30, 2009 .....         </p>	7,328,088
0511-0001	The secretary of state may expend revenues not to exceed \$30,000 from the sale of merchandise at the Massachusetts state house gift shop for the purpose of replenishing and restocking gift shop inventory .....	30,000
0511-0108	The secretary of state, acting on behalf of the commonwealth, may sell, transfer or license the division of corporations' software and related documents pertaining to its web-based searching and filing applications, including uniform commercial code software, developed by the department of the secretary and copyrighted by it to other states,	

	multi-state or regional associations or other sovereign governments on such terms or conditions as, in his sole discretion, reasonably compensates the commonwealth for its interests; provided, that the secretary may retain and expend revenues collected from the sales, licensure or user agreements in an amount not to exceed \$50,000 for technical activities of the corporations division, the remainder to be deposited in the General Fund; provided further, that the secretary may also provide web hosting, and on-going support and maintenance to other states, provinces or territories of Canada relative to their UCC and corporate applications; and provided further, that the department of the secretary of state may accept credit and debit cards from individuals and corporations filing documents with the department .....	50,000
0511-0200	For the operation of the state archives division .....	550,353
0511-0230	For the operation of the records center .....	156,992
0511-0250	For the operation of the archives facility .....	479,690
0511-0260	For the operation of the commonwealth museum .....	965,785
0511-0270	The secretary of state may contract with the UMass Donahue Institute to provide the commonwealth with technical assistance on US census data and to prepare annual population estimates .....	800,000
0511-0420	For the operation of the address confidentiality program .....	163,269
0517-0000	For the printing of public documents .....	908,733
0521-0000	For the operation of the elections division, including preparation, printing and distribution of ballots and for other miscellaneous expenses for primary and other elections; provided, that the secretary of state may award grants for voter registration and education in the cities of Boston, Springfield, Lawrence and Worcester; provided further, that the registration and education activities may be conducted by community-based voter registration and education organizations; and provided further, that the secretary shall submit a report to the house and senate committees on ways and means not later than January 31, 2009, detailing the amount appropriated for the purposes of providing reimbursements for the costs of extended polling hours from this item to each city or town .....	8,550,034
0521-0001	For the operation of the central voter registration computer system; provided, that an annual report detailing voter registration activity shall be submitted to the house and senate committees on ways and means on or before January 31, 2009 .....	6,179,620
0524-0000	For providing information to voters .....	1,952,074
0526-0100	For the operation of the Massachusetts historical commission .....	1,070,676
0527-0100	For the operation of the ballot law commission .....	12,380
0528-0100	For the operation of the records conservation board .....	39,459

0540-0900	For the registry of deeds located in Lawrence in the former county of Essex .....	1,312,644
0540-1000	For the registry of deeds located in Salem in the former county of Essex .....	3,488,372
0540-1100	For the registry of deeds in the former county of Franklin .....	579,706
0540-1200	For the registry of deeds in the former county of Hampden ....	2,173,462
0540-1300	For the registry of deeds in the former county of Hampshire ..	608,265
0540-1400	For the registry of deeds located in Lowell in the former county of Middlesex .....	1,436,869
0540-1500	For the registry of deeds located in Cambridge in the former county of Middlesex .....	3,719,768
0540-1600	For the registry of deeds located in Adams in the former county of Berkshire .....	331,237
0540-1700	For the registry of deeds located in Pittsfield in the former county of Berkshire .....	563,922
0540-1800	For the registry of deeds located in Great Barrington in the former county of Berkshire .....	278,861
0540-1900	For the registry of deeds in the former county of Suffolk .....	2,319,509
0540-2000	For the registry of deeds located in Fitchburg in the former county of Worcester .....	863,722
0540-2100	For the registry of deeds located in the city of Worcester in the former county of Worcester .....	2,788,908

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## TREASURER AND RECEIVER-GENERAL.

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### OFFICE OF THE TREASURER AND RECEIVER GENERAL.

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0610-0000	For the office of the treasurer and receiver-general; provided, that the treasurer shall provide computer services required by the teachers' retirement board; provided further, that not less than \$37,000 shall be granted to the elder advocacy organization known as the Silver-Haired Legislature; provided further, that the treasurer's office shall submit a report to the victim and witness assistance board which details the amount of assessments transmitted to the treasurer during the previous calendar year on a monthly basis from the courts, the registrar of motor vehicles and the sheriff or superintendent of any correctional facility pursuant to section 8 of chapter 258B; provided further, that the report shall be submitted to the board on or before January 31, 2009; provided further, that up to \$3,600,000 may be expended for the payment of bank fees; and provided further, that the treasurer's office shall pay half of the administrative costs of the municipal finance oversight board from this item .....	11,132,804
	General Fund .....	90.0%
	Highway Fund .....	10.0%

0610-0050	For the administration of the alcoholic beverages control commission in its efforts to regulate and control the conduct and condition of traffic in alcoholic beverages; provided, that said commission shall maintain at least one chief investigator and other investigators for the purpose of regulating and controlling the traffic of alcoholic beverages; provided further, that said commission is authorized and directed to work and cooperate with the Alcohol, Tobacco, and Firearms division of the United States Department of Justice and other relevant federal agencies to assist in its efforts to regulate and control the traffic of alcoholic beverages; and provided further, that said commission is directed to seek out matching federal dollars and to apply for federal grants that may be available to assist in the enforcement of laws pertaining to the traffic of alcoholic beverages .....	2,138,720
0610-0060	For the costs associated with the investigation and enforcement division of the alcoholic beverages control commission's implementation of the enhanced liquor enforcement programs, known as Safe Campus, Safe Holidays, Safe Prom, and Safe Summer; provided, that funds from this appropriation shall not support other operating costs of item 0610-0050; and provided further, that said commission shall submit a report to the house and senate committees on ways and means not later than March 1, 2009 on the results of said program .....	350,000
0610-0140	For the purpose of funding administrative, transactional and research expenses associated with maintaining and increasing the interest earnings on the Commonwealth's General and Stabilization Fund investments .....	25,000
0610-2000	For payments made to veterans pursuant to section 16 of chapter 130 of the acts of 2005; provided, that the office of the state treasurer may expend not more than \$150,000 for costs incurred in the administration of these payments; and provided further, that funds available in fiscal year 2008 shall be available for expenditure until June 30, 2009 .....	5,159,080
0611-1000	For bonus payments to war veterans .....	50,000
0611-1010	For the cost of life insurance premiums for National Guard members pursuant to section 88B of chapter 33 of the General Laws .....	1,700,000
0611-5500	For additional assistance to cities and towns to be distributed according to section 3 and for assistance to certain public entities of the commonwealth which have constructed water pollution abatement facilities; provided, that the distribution to the public entities shall equal \$1,249,948; and provided further, that if there is a conflict between the provisions of the distribution set forth in section 3 and any other provisions of this act, the distribution set forth in section 3 shall control .....	379,767,936
0611-5510	For reimbursements to cities and towns in lieu of taxes on state-owned land pursuant to sections 13 to 17, inclusive, of chapter 58 of the General Laws; provided, further, the	

	Department of Revenue shall conduct a study to determine the cost analysis for providing payment in lieu of taxes to any county correctional facility whose operating expenses paid by the Commonwealth exceeds 50 percent; provided further, that said study shall be completed by October 5, 2008 and submitted to the House and Senate Committees on Ways and Means; provided further, that said payment in lieu of taxes shall not take effect until legislation has been filed and enacted pursuant to Part 2, Chapter 1, Sec. 1, Article II of the Constitution .....	30,300,000
0611-5800	For distribution to each city and town within which racing meetings are conducted pursuant to section 18D of chapter 58 of the General Laws .....	2,200,000

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**PENSION BENEFITS.**

0612-0105	For payment of the public safety employee killed in the line of duty benefit authorized by section 100A of chapter 32 of the General Laws; provided, that the treasurer's office shall provide immediate written notification to the secretary of administration and finance and house and senate committees on ways and means upon the expenditure of the funds appropriated herein .....	200,000
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**COMMISSION ON FIREFIGHTERS' RELIEF.**

0620-0000	For financial assistance to injured firefighters .....	9,808
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**LOTTERY COMMISSION.**

0640-0000	For the operation of the state lottery commission and arts lottery; provided, that no funds shall be expended from this item for any costs associated with the promotion or advertising of lottery games; provided further, that no later than November 15, 2008, the treasurer shall submit a report to the secretary of administration and finance and the chairs of the house and senate committees on ways and means on the feasibility of incorporating a factor in the lottery distribution formula to account for statewide variances in lottery sales in each community; provided further, that the commission shall review potential initiatives to increase lottery revenues including, but not limited to: (a) the viability of implementing a lottery bond program in the Commonwealth; and (b) an estimate of possible revenues associated with increased price points regarding instant tickets; provided further, that the results of said review shall be reported to the secretary of administration and finance and the chairs of the house and senate committees on ways and means no later than December 1, 2008; provided further, that the state lottery commission shall perform a study of programs to ensure responsible gaming habits for consumers; provided further, that the commission shall provide results of the study to the chairpersons of the house and senate ways and means committees not later than December 31, 2008; provided further, that posi-	
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	tions funded by this item shall not be subject to chapters 30 and 31 of the General Laws; and provided further, that 25 per cent of the amount appropriated herein shall be transferred quarterly from the State Lottery Fund to the General Fund .....	81,152,622
0640-0001	For the operation of the state lottery commission; provided, that the commission may seek revenue from corporate advertising for non-lottery products on all lottery products; provided further, that payments from corporate advertising shall be deposited into the General Fund; and provided further, that expenditure in this item is limited to an amount not to exceed revenues collected from corporate advertising payments or the amount appropriated herein, whichever is less .....	3,653,019
0640-0005	For the costs associated with the continued implementation of the monitoring of games; provided, that any sums expended on promotional activities shall be limited to point-of-sale promotions and agent newsletters; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund .....	3,368,685
0640-0010	For the promotional activities associated with the state lottery program; provided, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund .....	10,000,000
0640-0013	For the costs of the anti-litter program; provided, that the lottery commission may continue to develop regional environmental awareness events to limit the number of discarded instant tickets that become litter; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund .....	100,000
0640-0096	For the purpose of the commonwealth's fiscal year 2009 contributions to the health and welfare fund established pursuant to the collective-bargaining agreement between the lottery commission and the service employees international union, Local 254, AFL-CIO; provided, that the contributions shall be paid to the trust fund on such basis as the collective bargaining agreement provides; and provided further, that 25 per cent of the amount appropriated in this item shall be transferred quarterly from the State Lottery Fund to the General Fund .....	367,011

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### MASSACHUSETTS CULTURAL COUNCIL.

0640-0300	For the services and operations of the council, including grants to or contracts with public and non-public entities; provided, that notwithstanding any general or special law to the contrary, the council may expend the amounts herein appropriated for the purposes of the council as provided in sections 52 to 58, inclusive, of chapter 10 of the General Laws in amounts and at times as the council may determine pursuant to section 54 of said chapter 10; pro-
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vided further, that 25 per cent of the amount appropriated herein shall be transferred quarterly from the Arts Lottery Fund to the General Fund; provided further, that any funds expended from this item for the benefit of schoolchildren shall be expended for the benefit of all Massachusetts schoolchildren and on the same terms and conditions; provided further, that the council shall not expend funds from this item for any grant or contract recipient that, in any program or activity for Massachusetts schoolchildren, does not apply the same terms and conditions to all such schoolchildren; provided further, that not more than \$1,000,000 of the funds appropriated herein shall be used to assist cultural organizations in augmenting or initiating endowments to promote the financial stability of the organizations and the assistance shall be in the form of challenge grants to the organizations; provided further, that in order to receive a grant a cultural organization shall raise an amount at least equal to the amount of the grant for the organization's endowment; provided further, that funds provided by the grants shall, in perpetuity, be used solely to provide free or reduced rate public programs or services to citizens of the commonwealth; provided further, that a grant made under this program shall not exceed \$100,000; provided further, that a person employed under this item shall be considered an employee within the meaning of section 1 of chapter 150E of the General Laws and shall be placed in the appropriate bargaining unit; provided further, that the Local Cultural Council Grant Program provide for a minimum grant of \$4,000 per municipality; and provided further, that not less than \$350,000 shall be expended to continue the Cultural Tourism Initiative under the Massachusetts Cultural Council, which shall provide matching funds for marketing programs created through regional or local partnerships between tourism professional and nonprofit cultural organizations through 4 pilot programs to be created in 4 different regions of the state .....

12,658,827

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**DEBT SERVICE.**

0699-0015 For the payment of interest, discount and principal on certain bonded debt and the sale of bonds of the commonwealth, previously charged to the Local Aid Fund, the State Recreation Areas Fund, the Metropolitan Parks District Fund, the Metropolitan Water District Fund, the Metropolitan Sewerage District Fund, the Watershed Management Fund, the Highway Fund, and the Inter-City Bus Fund; provided, that payments of certain serial bonds maturing previously charged to the Local Aid Fund, the State Recreation Areas Fund, the Metropolitan Water District Fund, the Metropolitan Sewerage District Fund, and the Highway Fund shall be paid from this item; provided further, that notwithstanding any general or special law to the contrary, the state treasurer may make payments pursuant to section 38C of chapter 29 of the General Laws from this item and item 0699-9100; provided further, that

	the payments shall pertain to the bonds, notes, or other obligations authorized to be paid from each item; provided further, that notwithstanding any general or special law to the contrary, the comptroller may transfer the amounts that would otherwise be unexpended on June 30, 2009, from item 0699-0015 to item 0699-9100 or from item 0699-9100 to item 0699-0015 which would otherwise have insufficient amounts to meet debt service obligations for the fiscal year ending June 30, 2009; provided further, that each amount transferred shall be charged to the funds as specified in the item to which the amount is transferred; provided further, that payments on bonds issued pursuant to section 20 of chapter 29 of the General Laws shall be paid from this item and shall be charged to the Infrastructure sub-fund of the Highway fund; provided further, that payments of interest, discount and principal on certain bonded debt of the commonwealth associated with the Watershed Management Fund for the acquisition of development rights and other interests in land, including fee simple acquisitions of watershed lands of the Quabbin and Wachusett reservoirs and the Ware river watershed above the Ware river intake pipe shall be paid from this item; provided further, that notwithstanding any general or special law to the contrary or other provisions of this item, the comptroller may charge the payments authorized herein to the appropriate budgetary or other fund subject to a plan which the comptroller shall file 10 days in advance with the house and senate committees on ways and means; and provided further, that the comptroller shall transfer from this item to the government land bank fund an amount equal to the amount by which debt service charged to said fund exceeds revenue deposited to said funds .....	1,815,582,000
	General Fund .....68.07%	
	Highway Fund .....31.93%	
0699-2004	For the payment of interest, discount and principal on certain indebtedness which may be incurred for financing the central artery/third harbor tunnel funding shortfall .....	102,161,000
	Highway Fund .....100.0%	
0699-9100	For the payment of interest and issuance costs on bonds and bond and revenue anticipation notes and other notes pursuant to sections 47 and 49B of chapter 29 of the General Laws and for the payment to the United States pursuant to section 148 of the Internal Revenue Code of 1986 of any rebate amount or yield reduction payment owed with respect to any bonds or notes or other obligations of the commonwealth; provided, that the treasurer shall certify to the comptroller a schedule of the distribution of costs among the various funds of the commonwealth; provided further, that the comptroller shall charge costs to the funds in accordance with the schedule; and provided further, that any deficit in this item at the close of the fiscal year ending June 30, 2009 shall be charged to the various funds or to the General Fund or Highway Fund debt service reserves .....	38,228,000

0699-9101	For the purpose of depositing with the trustee under the trust agreement authorized in section 10B of chapter 11 of the acts of 1997 an amount to be used to pay the interest due on notes of the commonwealth issued pursuant to section 9 of said chapter 11 and secured by the Federal Highway Grant Anticipation Note Trust Fund .....	45,664,000
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**DEPARTMENT OF VETERANS SERVICES.**

1410-0010	For the operation of the department of veterans' services; provided, that the department may fund a housing specialist from this item; provided further, that the department may expend funds for the Glory 54th Brigade; provided further, that the secretary of veterans' affairs shall submit a report to the joint committee on veterans' and federal affairs and the house and senate committees on ways and means no later than December 31, 2008 on the secretariat's implementation of and the outreach efforts of the 'welcome home bill'; provided further, that the report shall include the participation rates for service, hindrances to enrollment for the program, and recommendations, including any necessary statutory or other changes to increase the number of servicemen and women who apply for said service; provided further, that not less than \$100,000 shall be expended for the World War II Memorial at Bell Rock Memorial Park in Malden; provided further, that not less than \$25,000 shall be expended for the purpose of maintaining and rehabilitating the Massachusetts Vietnam Veterans Memorial located in the Green Hill park in Worcester; and provided further, that not less than \$25,000 shall be provided for reimbursing reasonable expenses incurred in carrying out the responsibilities of the special commission relative to the hidden wounds of war on Massachusetts service members established by chapter 1 of the resolves of 2008 .....	2,475,084
1410-0012	For services to veterans, including the maintenance and operation of outreach centers; provided, that the centers shall provide counseling to incarcerated veterans and to Vietnam era veterans and their families who may have been exposed to agent orange; provided further, that not less than \$100,000 shall be expended to the United Veterans of America for the purpose of providing services to homeless veterans in Berkshire County; provided further that not less than \$367,422 shall be provided for the Montachusett Veterans Outreach Center in Gardner; provided further, no less than \$228,771 shall be expended for the Veterans Benefits Clearing House in the Roxbury section of Boston; provided further, not less than \$200,000 shall be expended for the Puerto Rican Veterans Association of Massachusetts, Inc. in Springfield; provided further, not less than \$30,000 shall be expended for the Veteran's Oral History Project at the Morse Institute Library in Natick; provided further, that the amount of not less than \$100,000 be allocated for the Nathan Hale Foundation of Plymouth to assist veterans with transportation; provided further, that not less than \$50,000 shall be expended for the Middleboro Veterans Outreach Center; provided fur-	

	ther, that not less than \$84,453 shall be obligated for a contract with the Metrowest/ Metrosouth Outreach Center in the town of Framingham; provided further, that not less than \$131,500 shall be obligated for a contract with NamVets of the Cape and Islands in the town of Hyannis; provided further, that not less than \$100,000 shall be expended for the Veterans Association of Bristol County in Fall River; provided further, that not less than \$35,000 shall be expended for the Mason Square Veterans Outreach Center, Inc., so-called in the city of Springfield; provided further not less than \$100,000 shall be expended for Veterans services to be administered by the Cape Cod Free Clinic and Community Health Center; provided further, that not less than \$106,102 shall be expended for the North Shore Veterans Counseling Center; provided further, that not less than \$150,000 shall be provided for Central Massachusetts Veterans Outreach Center; provided further, that not less than \$50,000 shall be expended for the 54th Massachusetts Volunteers and the Colored Ladies; provided further that no less than \$100,000 shall be expended for the Puerto Rican Veterans Outreach Center in Boston; and provided further, that not less than \$100,000 shall be obligated for a contract with the Veterans Northeast Outreach Center in the city of Haverhill .....	2,033,248
1410-0015	For the women veterans' outreach program .....	50,000
1410-0018	The department may expend not more than \$300,000 for the maintenance and operation of Agawam and Winchendon veterans' cemeteries from revenue collected from fees, grants, gifts or other contributions to the cemeteries; prior appropriations continued .....	300,000
1410-0100	For the revenue maximization project of the executive office of elder affairs to identify individuals eligible for veterans' pensions who are currently receiving home health care services .....	98,000
1410-0250	For homelessness services, provided that not less than \$220,000 shall be obligated for a contract with the United Veterans of America shelter located in the town of Leeds; provided further that, no less than \$100,350 shall be expended for the Veterans Benefits Clearing House in the Dorchester section of Boston; provided further that, no less than \$73,350 shall be expended under contract for the Veterans Benefits Clearing House in the Roxbury section of Boston; provided further, that not less than \$405,500 shall be obligated for contract with the Veterans Hospice Homestead in the city of Leominster and the Veterans Hospice in the city of Fitchburg; provided further that not less than \$42,000 shall be obligated for a contract with the Turner House located in the town of Williamstown; provided further, that not less than \$37,350 shall be obligated for a contract with the Homestead located in the town of Hyannis; provided further, that not less than \$190,000 shall be expended for a contract with Habitat P.L.U.S. in the city of Lynn; provided further that not less than \$625,105 shall be expended for the Central Massachusetts	

	<p>Veterans Shelter to provide supportive services such as emergency shelter, transitional and permanent housing, food bank and hot meals program, employment and training services including job placement assistance and education, case management, on-site rehabilitation counseling, legal and medical care, women veterans' services, and to increase reimbursement rates for per-person and per-day funding levels for homeless veterans or veterans in need of transitional assistance; provided further, that not less than \$80,000 shall be obligated for a contract with the Mansion located in the city of Haverhill; provided further that not less than \$25,000 shall be expended for transitional services at Our Neighbor's Table in Amesbury; provided further, that not less than \$652,395 shall be expended for the Southeastern Massachusetts Veterans Transition Housing Program, Inc., located in the city of New Bedford; provided that not less than \$51,975 shall be expended for the Springfield Bilingual Veteran Outreach Center for the operation of a transitional housing unit at the YMCA of Springfield; provided further, not less than \$75,000 shall be expended for Transition House in Springfield; and provided further that not less than \$199,405 shall be provided for the Unity House Homeless Veterans' Residence in Gardner .....</p>	2,847,686
1410-0251	For the maintenance and operation of homeless shelters and transitional housing for veterans at the New England Shelter for Homeless Veterans located in the city of Boston ....	2,278,466
1410-0300	For the payment of annuities to certain disabled veterans and the parents and un-remarried spouses of certain deceased veterans; provided, that the payments shall be made pursuant to section 6B of chapter 115 of the General Laws; provided further, that the department shall take reasonable steps to terminate payments upon the death of a recipient; provided further, that the department shall prorate annuity payments to ensure that the total payments in fiscal year 2009 shall not exceed the amount appropriated herein; and provided further, that the secretary of veterans' services shall file with the house and senate committees on ways and means a report detailing the number of applications received for annuities offered under this program at the end of each fiscal quarter .....	18,524,424
1410-0400	For reimbursing cities and towns for money paid for veterans' benefits and for payments to certain veterans under section 6 of chapter 115 of the General Laws; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amounts of veterans' benefits paid by cities and towns to residents of a soldiers' home shall be paid by the commonwealth to the several cities and towns; provided further, that pursuant to section 9 of said chapter 115, the department shall reimburse cities and towns for the cost of United States flags placed on the graves of veterans on Memorial Day; provided further, that notwithstanding any general or special law to the contrary, the secretary of veterans' services shall continue a training program for veterans' agents and directors of vet-	

erans' services in cities and towns; provided further, that the Department of Veterans' Services shall provide this training in several locations across the Commonwealth including but not limited to providing training programs at the Massachusetts Veterans Service Officers Association statewide training conferences; provided further, that the purpose of the training program shall be to maximize federal assistance available for veterans and to assure that the agents and directors receive uniform instruction on providing veterans and dependents with advice relative to procurement of state, federal and local benefits to which they are entitled, including employment, education, health care, retirement and other veterans' benefits; provided further, that the subject matter of the training program shall include benefits available under said chapter 115 and alternative resources, including those which are partially or wholly subsidized by the federal government, such as Medicaid, Supplemental Security Income and Social Security Disability benefits, as well as federal pension and compensation entitlements; provided further, that the secretary shall promulgate regulations for the training program; provided further, that upon successful participation by the veterans' agents or directors of veterans' services in the training program, the costs of the training program incurred by the several cities and towns shall be reimbursed by the commonwealth on or before November 10 following the fiscal year in which the costs were paid; provided further, that any person applying for veterans' benefits to pay for services available under chapter 118E of the General Laws, shall also apply for medical assistance under said chapter 118E to minimize cost of the commonwealth and its municipalities; provided further, that veterans' agents shall complete applications authorized by the executive office under said chapter 118E for any veteran, widow and dependent applying for medical assistance under said chapter 115; provided further, that the veterans' agent shall file the application for the veteran or dependent for assistance under said chapter 118E; provided further, that the executive office shall act on all said chapter 118E applications and advise the applicant and the veterans' agent of the applicant's eligibility for said chapter 118E healthcare; provided further, that the veterans' agent shall advise the applicant of the right to assistance for medical benefits under said chapter 115 pending approval of the application for assistance under said chapter 118E by the executive office; provided further, that the secretary may supplement healthcare pursuant to said chapter 118E with healthcare coverage under said chapter 115 if he determines that supplemental coverage is necessary to afford the veteran or dependent sufficient relief and support; provided further, that payments to or on behalf of a veteran or dependent pursuant to said chapter 115 shall not be considered income for the purposes of determining eligibility under said chapter 118E; and provided further, that benefits awarded pursuant to section 6B of said chapter 115 shall be considered countable income .....

20,904,223

1410-0630	For the administration of the veterans' cemeteries in the towns of Agawam and Winchendon .....	912,837
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## STATE AUDITOR.

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### OFFICE OF THE STATE AUDITOR.

0710-0000	For the office of the state auditor, including the review and monitoring of privatization contracts in accordance with sections 52 to 55, inclusive, of chapter 7 of the General Laws and shared oversight of the central artery/third harbor tunnel project .....	16,317,826
0710-0100	For the operation of the division of local mandates .....	650,306
0710-0200	For the operation of the bureau of special investigations; provided, that the department shall file quarterly reports with the house and senate committees on ways and means detailing the total amount of fraudulently obtained benefits identified by the bureau of special investigations of the office of the state auditor, the total value of settlement restitution payments, actual monthly collections, and any circumstances that produce shortfalls in collections .....	1,929,247
0710-0225	For the operation of the Medicaid Audit Unit within the Division of Audit Operations in an effort to prevent and to identify fraud and abuse in the MassHealth system; provided, that the federal reimbursement for any expenditure from this line item shall not be less than 50 per cent; and provided further, that the division shall submit a report not later than December 1, 2008 to the house and senate committee on ways and means detailing all findings on activities and payments made through the MassHealth system ..	859,745

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## ATTORNEY GENERAL.

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### OFFICE OF THE ATTORNEY GENERAL.

0810-0000	For the office of the attorney general, including the administration of the local consumer aid fund, the operation of the anti-trust division, all regional offices, a high-tech crime unit and the victim and witness compensation program; provided, that the victim and witness compensation program shall be administered in accordance with chapters 258B and 258C of the General Laws; provided further, that the attorney general shall submit to the general court and the secretary for administration and finance a report detailing the claims submitted to the state treasurer for payment under item 0810- 0004 indicating both the number and costs for each category of claim; provided further, that not more than \$250,000 shall be expended from the funds appropriated in this item for a safe neighborhood initiative pilot program in the Bowdoin/Geneva area of the Dorchester district of the city of Boston; provided further, that not more than \$250,000 shall be expended for a safe neighborhood initiative in the Grove	
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	Hall area of Boston; and provided further, that no less than \$200,000 be expended for the Dorchester Youth Collaborative Safe City Initiative.....	27,360,277
0810-0004	For compensation to victims of violent crimes; provided, that notwithstanding chapter 258C of the General Laws, if a claimant is 60 years of age or older at the time of the crime and is not employed or receiving unemployment compensation, such claimant shall be eligible for compensation in accordance with said chapter 258C even if the claimant has suffered no out-of-pocket loss; provided further, that compensation to such claimant shall be limited to a maximum of \$50; and provided further, that notwithstanding any general or special law to the contrary, victims of the crime of rape shall be notified of all available services designed to assist rape victims including, but not limited to, the provisions outlined in section 5 of chapter 258B of the General Laws .....	2,188,340
0810-0007	For the overtime costs of state police officers assigned to the attorney general; provided, that costs associated with those officers shall not be funded from item 8100-0007; and provided further, that expenditures shall not be made on or after the effective date of this act which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item .....	549,319
	Highway Fund .....88.20%	
	General Fund .....11.80%	
0810-0013	The office of the attorney general may expend for a false claims program an amount not to exceed \$550,000 from revenues collected from enforcement of the false claims act; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	550,000
0810-0014	For the operation of the department of public utilities proceedings unit, pursuant to section 11E of chapter 12 of the General Laws; provided, that notwithstanding any general or special law to the contrary, the amount assessed under said section 11E of said chapter 12 of the General Laws, shall equal the amount expended from this item; and provided further, that not less than \$200,000 shall be expended for the expenses of legal and technical personnel and associated administrative and travel expenses relative to participation in regulatory proceedings at the Federal Energy Regulatory Commission on behalf of Massachusetts ratepayers .....	2,355,145
0810-0021	For the operation of the Medicaid fraud control unit; provided, that the federal reimbursement for any expenditure from this item shall not be less than 75 per cent of the expenditure; provided further, that not less than \$225,000 shall continue to be used specifically for the investigation	

	and prosecution of abuse, neglect, mistreatment and misappropriation based on referrals from the department of public health pursuant to section 72H of chapter 111 of the General Laws; provided further, that the unit shall provide training for all investigators of the department's division of health care quality responsible for the investigations on a periodic basis pursuant to a comprehensive training program to be developed by the division and the unit; and provided further, that training shall include instruction on techniques for improving the efficiency and quality of investigations of abuse, neglect, mistreatment and misappropriation pursuant to said section 72H of said chapter 111 .....	3,067,021
0810-0045	For the labor law enforcement program pursuant to subsection (b) of section 1 of chapter 23 of the General Laws; provided, that notwithstanding any general or special law to the contrary, a non-management position funded by this item shall be considered a job title in a collective bargaining unit as prescribed by the labor relations commission and shall be subject to chapter 150E of the General Laws .	3,576,934
0810-0201	For the costs incurred in administrative or judicial proceedings on insurance as authorized by section 11F of chapter 12 of the General Laws; provided, that funds made available in this item may be used to supplement the automobile insurance fraud unit and the workers' compensation fraud unit of the office of the attorney general; and provided further, that notwithstanding any general or special law to the contrary, the amount assessed for the costs shall be equal to the amount expended from this item .....	1,414,942
0810-0338	For the investigation and prosecution of automobile insurance fraud; provided, that notwithstanding section 3 of chapter 399 of the acts of 1991, the amount assessed pursuant to said section 3 for the cost of this program shall be \$438,506 .....	438,506
0810-0399	For the investigation and prosecution of workers' compensation fraud; provided, that notwithstanding section 3 of chapter 399 of the acts of 1991, the amount assessed pursuant to said section 3 for the cost of this program shall be \$284,366; provided further, that the attorney general shall investigate and prosecute, where appropriate, employers who fail to provide workers' compensation insurance in accordance with the laws of the commonwealth; and provided further, that the unit shall investigate and report on all companies not in compliance with chapter 152 of the General Laws .....	284,366

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**VICTIM AND WITNESS ASSISTANCE BOARD.**

0840-0100	For the operation of the victim and witness assistance board; provided, that the board shall submit a comprehensive report compiled from the information required of and submitted to the office by the trial court, the registry of motor vehicles and the state treasurer relative to the collection of assessments for the previous calendar year under section 8
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	of chapter 258B of the General Laws; and provided further, that the report shall be submitted to the house and senate committees on ways and means on or before February 15, 2009 .....	610,100
0840-0101	For the salaries and administration of the safeplan advocacy program, to be administered by the Massachusetts office of victim assistance; provided, that the office shall submit to the house and senate committees on ways and means, no later than February 3, 2009, a report detailing the effectiveness of contracting for the program, including, but not limited to, the number and types of incidents to which the advocates responded, the types of services and service referrals provided by the domestic violence advocates, the cost of providing such services and the extent of coordination with other service providers and state agencies .....	789,788

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#### STATE ETHICS COMMISSION.

0900-0100	For the operation of the state ethics commission .....	1,782,433
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#### OFFICE OF CAMPAIGN AND POLITICAL FINANCE.

0920-0300	For the operation of the office of campaign and political finance .....	1,285,141
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#### OFFICE OF THE INSPECTOR GENERAL.

0910-0200	For the operation of the office of the inspector general .....	2,721,715
0910-0210	The office of the inspector general may expend revenues collected up to a maximum of \$493,819 from the fees charged to participants in the Massachusetts public purchasing official certification program and the certified public manager program for the operation of such programs; provided, that for the purpose of accommodating discrepancies between the receipts of retained revenues and related expenditures, the office of the inspector general may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	493,819

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#### MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION.

0940-0100	For the office of the commission, including the processing and resolution of cases pending before the commission that were filed on or before July 1, 2004; provided, that on or before November 1, 2008, the commission shall submit to the house and senate committees on ways and means a report on the total number of all currently pending cases and the total number of the cases in the investigation, conciliation, post-probable cause and pre-public hearing, and	
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	<p>post-hearing stages; provided further, that the commission shall file an update of the report with the committees on or before March 1, 2009; provided further, that the commission shall identify in the reports the number of cases in which the commission has determined there is probable cause to believe that a violation of chapter 151B of the General Laws has been committed in a case in which the Massachusetts Bay Transportation Authority is named as a respondent; provided further, that the commission shall report to the house and senate committees on ways and means, on or before November 1, 2008, the number of cases pending before the commission in which a state agency or state authority is named as a respondent, specifying those cases in which the Massachusetts Bay Transportation Authority is named as a respondent, and the number of the cases in which there is probable cause to believe that a violation of said chapter 151B has been committed; provided further, that the commission shall include in the report the total number of new cases filed in fiscal year 2008 and the total number of cases closed by the commission in fiscal year 2008; provided further, that funds made available in this item shall be in addition to funds available in item 0940-0101; provided further, that all positions, except clerical, shall be exempt from chapter 31 of the General Laws; and provided further, that the commission shall pursue the highest allowable rate of federal reimbursement .....</p>	2,794,794
0940-0101	<p>The Massachusetts commission against discrimination may expend not more than \$1,930,054 from revenues from federal reimbursements received for the purposes of the United States Department of Housing and Urban Development fair housing type 1 program and the equal opportunity resolution contract program during fiscal year 2009 and federal reimbursements received for these and other programs in prior years; provided, that notwithstanding any general or special law to the contrary, the commission may also expend revenues generated through the collection of fees and costs so authorized; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....</p>	1,930,054
0940-0102	<p>The Massachusetts commission against discrimination may expend not more than \$70,000 from revenues collected from fees charged for the training and certification of diversity trainers for the operation of the discrimination prevention certification program .....</p>	70,000

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## OFFICE OF THE STATE COMPTROLLER.

1000-0001	For the office of the state comptroller for the purpose and cost of compliance with the Single Audit Act of 1984, Public
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Law 89-502, and for the federally required comprehensive, statewide single audit of state operations for the fiscal year ending June 30, 2009 in accordance with generally accepted accounting principles; provided, that the office of the comptroller shall charge other items of appropriation for the cost of the audit from allocated federal funds transferred from federal reimbursement and grant receipts; provided further, that the office of the comptroller shall charge not more than a total of \$750,000 to other items of appropriation for the cost of the audit; provided further, that notwithstanding any general or special law to the contrary, allocated federal funds transferred from federal reimbursement and grant receipts shall be retained and expended from a separate item without further appropriation, in addition to state funds appropriated to this item, for the cost of compliance with the mandate of the federal law and the office of management and budget regulations; provided further, that the amount of any such federal funds and grant receipts so credited and expended from this item shall be reported to the house and senate committees on ways and means; provided further, that the comptroller shall maintain a special federal and non-tax revenue unit which shall operate under policies and procedures developed in conjunction with the secretary for administration and finance; provided further, that the comptroller shall provide quarterly reports to the house and senate committees on ways and means which shall include for each state agency for which the commonwealth is billing, the eligible state services, the full year estimate of revenues and revenues collected; provided further, that notwithstanding the provisions of any general or special law to the contrary, the comptroller shall deduct an amount of \$1,000 from any item of appropriation in section 2 of this act in which a reporting requirement is stipulated within said item and which report is not filed within 10 days of the stated due date; provided further, that any and all amounts deducted shall be deposited in the General Fund and the comptroller shall notify the house and senate committees on ways and means of any and all amounts so deducted; provided further, that notwithstanding the provisions of any general or special law to the contrary, the comptroller may enter into contracts with private vendors to identify and pursue cost avoidance opportunities for programs of the commonwealth and to enter into interdepartmental service agreements with state agencies, as applicable, for said purpose; provided further, that 60 days before entering into any interdepartmental service agreements the comptroller shall notify the house and senate committees on ways and means; provided further, that said notification shall include, but not be limited to, a description of the project, the purpose and intent of the interdepartmental service agreement, a projection of the costs avoided in the current fiscal year, a copy of the contract with the private vendor including the proposed rate of compensation and any previous agreements related or similar to the new agreement with the above information; provided further, that pay-

	ments to private vendors on account of such cost avoidance projects shall be made only from such actual cost savings as have been certified in writing to the house and senate committees on ways and means by the comptroller and the budget director as attributable to such cost avoidance projects; provided further, that the comptroller may establish such procedures in consultation with the budget director and the affected departments as he deems appropriate and necessary to accomplish the purpose of this section; and provided further, that the comptroller shall report on said projects as a part of his annual report pursuant to section 12 of chapter 7A of the General Laws .....	9,094,018
1100-1100	For the office of the secretary and the administration of the fiscal affairs division; provided, that the secretary shall conduct an ongoing review of affirmative action steps taken by the various agencies, boards, departments, commissions or divisions to determine whether such agencies, boards, departments, commissions or divisions are complying with the commonwealth's policies of non-discrimination and equal opportunity; provided further, that whenever non-compliance is determined by the secretary, the secretary shall hold a public hearing on the matter and report her resulting recommendations to the head of the particular agency, board, department, commission or division, to the governor and to the Massachusetts commission against discrimination; provided further, that the secretary shall report on the status of each agency, board, department, commission or division receiving monies under this act, including supplemental and deficiency budgets, as to compliance or non-compliance with affirmative action policies to the chairs of the house and senate committees on ways and means, the joint committee on public service and the joint committee on commerce and labor on or before December 1, 2008; and provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements .....	3,826,821
1100-1200	For the executive office for administration and finance for government efficiencies and accountability efforts .....	500,000

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**DIVISION OF CAPITAL ASSET MANAGEMENT  
AND MAINTENANCE.**

1102-3205	The division may expend for the maintenance and operation of the Massachusetts information technology center an amount not to exceed \$7,800,000 in revenues collected from rentals, commissions, fees, parking fees and any and all other sources pertaining to the operations of said center; provided, that notwithstanding any general or special law to the contrary, and for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment	
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	amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	7,800,000
1102-3214	For the state transportation building; provided, that the division may expend revenues collected up to a maximum of \$7,600,000 from rentals, commissions, fees, parking fees and from any and all other sources pertaining to the operation of the state transportation building for the maintenance and operation of said building; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	7,600,000
1102-3231	For the Springfield state office building; provided, that the division may expend not more than \$850,000 in revenues from rents charged to agencies occupying the building for the maintenance and operation of the building; provided, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	850,000
1102-3232	For the division of capital asset maintenance and management; provided, that the division may expend not more than \$300,000 received from application fees charged in conjunction with the certification of contractors and sub-contractors pursuant to section 44D of chapter 149 of the General Laws; provided further, that only expenses, including staffing, incurred to implement and operate the certification program shall be funded from this item; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	300,000

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**BUREAU OF STATE OFFICE BUILDINGS.**

1102-3301	For the operation of the bureau and for the maintenance and operation of buildings under the jurisdiction of the state superintendent of buildings; provided, that the bureau shall retain jurisdiction over all contracts, purchases and payments for materials and services required in the operation of the bureau .....	6,842,573
1102-3302	For the purposes of utility costs and associated contracts for the properties managed by the bureau of state office buildings .....	7,838,106

1102-3306	For the maintenance and joint operation of the state house under the jurisdiction of the state superintendent of state office buildings and the legislature's joint committee on rules; provided, that the bureau shall work in coordination with the house of representatives and the senate relative to the maintenance, repair, purchases and payments for materials and services .....	774,135
1102-3307	For state house accessibility coordination, including communications access to public hearings and meetings .....	245,824

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**OFFICE ON DISABILITY.**

1107-2400	For the office on disability .....	768,397
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**DISABLED PERSONS PROTECTION COMMISSION.**

1107-2501	For the disabled persons protection commission; provided, that the commission shall facilitate compliance by the department of mental health and the department of mental retardation with uniform investigative standards; provided further, that the commission shall report to the house and senate committees on ways and means no later than the last day of each quarter on the number of claims of abuse by caretakers made by employees or contracted service employees of the departments of mental retardation and mental health, and the Massachusetts rehabilitation commission; provided further, that the report shall include: (a) the number of claims found to be substantiated; (b) the number of claims found to be unsubstantiated; and (c) the number of claims found to be falsely reported as a result of intentional and malicious action; and provided further, that the commission shall ensure that all calls received by the commission's 24-hour hotline are capable of being recorded, that all persons who call the hotline are immediately informed that all calls are routinely recorded and that each such person is provided with the opportunity to elect that the call not be recorded .....	2,123,909
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**CIVIL SERVICE COMMISSION.**

1108-1011	For the civil service commission; provided, that the General Fund shall be reimbursed for the appropriation herein through a fee charged on a per claim basis; provided further, that said commission shall develop and implement regulations to implement said reimbursement to the General Fund; and provided further, that the civil service commission shall have the power to assess a fee upon the appointing authority when inappropriate action has occurred .....	549,693
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**GROUP INSURANCE COMMISSION.**

1108-5100	For the administration of the group insurance commission; provided, that the commission shall generate the maximum amounts allowable under the federal Consolidated	
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	Omnibus Budget Reconciliation Act, as amended, and from reimbursements allowed by sections 8, 10B, 10C and 12 of chapter 32A of the General Laws .....	3,077,738
1108-5200	For the commonwealth's share of the group insurance premium and plan costs incurred in fiscal year 2009; provided, that notwithstanding any general or special law to the contrary, funds in this item shall not be available during the accounts-payable period of fiscal year 2009, and any unexpended balance in this item shall revert to the General Fund on June 30, 2009; provided, that the secretary of administration and finance shall charge the division of unemployment assistance and other departments, authorities, agencies and divisions, which have federal or other funds allocated to them for this purpose, for that portion of insurance premiums and plan costs as the secretary determines should be borne by such funds, and shall notify the comptroller of the amounts to be transferred, after similar determination, from the several state or other funds and amounts received in payment of all such charges or such transfers shall be credited to the General Fund; provided further, that funds may be expended from this item for the commonwealth's share of group insurance premium and plan costs provided to the employees and retirees in prior fiscal years; provided further, that the group insurance commission shall report quarterly to the house and senate committees on ways and means the amounts expended from this item for prior year costs; provided further, that the group insurance commission shall obtain reimbursement for premium and administrative expenses from other agencies and authorities not funded by state appropriation; provided further, that the secretary of administration and finance may charge all agencies for the commonwealth's share of the health insurance costs incurred on behalf of any employees of those agencies who are on leave of absence for a period of more than 1 year; provided further, that the amounts received in payment for the charges shall be credited to the General Fund; provided further, that notwithstanding section 26 of chapter 29 of the General Laws, the commission may negotiate, purchase and execute contracts before July 1 of each year for policies of group insurance as authorized by chapter 32A of the General Laws; provided further, that notwithstanding chapter 150E of the General Laws and as provided in section 8 of chapter 32A and for the purposes of section 14 of chapter 32A, the commonwealth's share of the group insurance premium for state employees who have retired before July 1, 1994, shall be 90 per cent and the commonwealth's share of the group insurance premium for state employees who have retired on or after July 1, 1994, shall be 85 per cent; provided further, that the commonwealth's share of the group insurance premium for active employees upon retirement shall be 85 per cent; provided further, that the commonwealth's share of the premiums for active state employees and their dependents shall be 85 per cent; provided further, that the commonwealth's share of the premiums for active state	

	employees hired after June 30, 2003, and their dependents shall be 80 per cent; provided further, that the commission shall notify the house and senate committees on ways and means by March 15 of each year of the cost of the commonwealth's projected share of group insurance premiums for the next fiscal year; and provided further, that the group insurance commission may pay premium and plan costs for municipal employees and retirees who are enrolled in the group insurance commission's health plans pursuant to the commission's regulations .....	827,933,764
1108-5201	For the costs incurred by the group insurance commission associated with providing municipal health insurance coverage pursuant to section 19 of chapter 32B of the General Laws; provided, that the commission may expend revenues in an amount not to exceed \$1,000,000 from the revenue received from administrative fees associated with providing municipal health insurance coverage pursuant to section 19 of chapter 32B of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	1,000,000
1108-5350	For elderly governmental retired employee premium payments .....	714,237
1108-5400	For the costs of the retired municipal teachers' premiums and the audit of such premiums .....	90,641,001
1108-5500	For the costs, notwithstanding chapter 32A of the General Laws to the contrary, of dental and vision benefits for those active employees of the commonwealth, not including employees of authorities and any other political subdivision, who are not otherwise provided those benefits pursuant to a separate appropriation or the terms of a contract or collective bargaining agreement; provided, that the employees shall pay 15 per cent of the monthly premium established by the commission for the benefits .....	7,185,464

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**DIVISION OF ADMINISTRATIVE LAW APPEALS.**

1110-1000	For the operation of the division of administrative law appeals, established by section 4H of chapter 7 of the General Laws; provided, that the division shall maintain, to the fullest extent practicable, a complete physical and technological separation from any agency, department, board, commission or program whose decisions, determinations or actions may be appealed to it; provided further, that every decision issued by a commissioner or other head of agency, or designee, following the issuance of a recommended decision by an administrative law judge of the division, shall be an agency decision subject to judicial review pursuant to chapter 30A of the General Laws .	1,437,846
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**GEORGE FINGOLD LIBRARY.**

1120-4005	For the administration of the library; provided, that the library shall maintain regular hours of operation from 9:00 a.m. to 5:00 p.m. ....	1,274,444
1120-4006	The George Fingold Library may expend revenues collected up to a maximum of \$20,000 from the fees charged for copying services; provided, that the Library shall submit a report that details revenue collected and expenditures made to the house and senate committees on ways and means on or before January 1, 2009 .....	20,000

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**DEPARTMENT OF REVENUE.**

1201-0100	For the operation of the department of revenue, including tax collection administration and audits of certain foreign corporations; provided, that the department may allocate an amount not to exceed \$250,000 to the office of the attorney general for the purpose of the tax prosecution unit; provided further, that the department may charge the expenses for computer services, including the cost of personnel and other support costs provided to the child support enforcement unit, from this item to item 1201-0160, consistent with the costs attributable to said unit; provided further, that the department shall maintain regional offices in the cities of Springfield, Pittsfield, Fall River, and Worcester and in the Hyannis section of the town of Barnstable; provided further, that the department shall provide to the general court access to the municipal data bank; provided further, that the department shall conduct a review of revenue generating and cost saving proposals, including, but not limited to: (a) the use of affinity credit cards in the Commonwealth; and (b) establishing a single point of contact to coordinate federal financial assistance; provided further, that the results of said review shall be reported to the secretary of administration and finance and the house and senate committees on ways and means no later than February 1, 2009; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account are positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning no earlier than December 1 and ending no later than November 30; and provided further, that seasonal positions funded by this account may not be filled by an incumbent for more than 10 months within a 12 month period; provided further, that the department shall conduct a pilot public awareness and education outreach campaign about state and local tax credits, deductions, deferrals and exemptions and other tax information available to persons age sixty five and over, including, but not limited to, section 6 of Chapter 62 and section 5 of Chapter 59 of the General Laws. The department shall work in conjunction with the executive office of elder affairs in disseminating information and conducting the campaign. The department shall conduct the campaign from July 1, 2008 to April 15, 2009	
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	and shall report their findings to the house and senate committee on ways and means and the joint committee on elder affairs no later than May 15, 2009. The department shall also file an interim report to the house and senate committee on ways and means and the joint committee on elder affairs on January 1, 2009 .....	119,073,397
	General Fund .....95.0%	
	Highway Fund .....5.0%	
1201-0118	For the operation of the division of local services .....	6,771,079
1201-0130	The department of revenue may expend for the operation of the department an amount not to exceed \$16,330,000 from revenues collected by the additional auditors for an enhanced audit program; provided, that the auditors shall discover and identify persons who are delinquent either in the filing of a tax return or the payment of a tax due and payable to the commonwealth, obtain said delinquent returns, and collect such delinquent taxes for a prior fiscal year; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses, and the comptroller may certify for payment, amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	16,330,000
1201-0160	For the child support enforcement unit; provided, that the department may allocate funds appropriated herein to the department of state police, the district courts, the probate and family courts, the district attorneys and other state agencies for the performance of certain child support enforcement activities, and that those agencies may expend the funds for the purposes of this item; provided further, that all such allocations shall be reported quarterly to the house and senate committees on ways and means upon the allocation of said funds; provided further, that the federal receipts associated with the child support computer network shall be drawn down at the highest possible rate of reimbursement and deposited into a revolving account to be expended for the network; provided further, that federal receipts associated with child support enforcement grants shall be deposited into a revolving account to be drawn down at the highest possible rate of reimbursement and to be expended for the grant authority; provided further, that the department shall file quarterly reports with the house and senate committees on ways and means, detailing the balance, year-to-date and projected receipts and year-to-date and projected expenditures, by subsidiary, of the child support trust fund established pursuant to section 9 of chapter 119A of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of the authorization or the most recent revenue estimate as reported in the state	

	accounting system for federal incentives and said network in accounts 1201-0161, 1201-0410 and 1201-0412 .....	52,012,766
1201-0164	For the child support enforcement division; provided, that the division may expend revenues in an amount not to exceed \$6,547,280 from the federal reimbursements awarded for personnel and lower subsidiary related expenditures; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	6,547,280
1231-1000	For the Commonwealth Sewer Rate Relief Fund, established in section 2Z of chapter 29 of the General Laws; provided, that the Massachusetts Water Resources Authority shall submit a report to the house and senate committees on ways means and the secretary of administration and finance no later than October 1, 2008 that shall include, but not be limited to, the following: (a) an analysis of the options for reducing operating costs of the authority; (b) the use of contracts with private entities for the operation and maintenance of facilities owned or operated by the authority; and (c) the cost savings and any legislation necessary to effectuate the proposed recommendations of the report .....	20,000,000
1231-1020	For a program of loans, loan purchases or loan guarantees or interest subsidies to assist homeowners, homeowner associations or condominium associations in complying with revised state environmental code for subsurface disposal of sanitary waste, Title V; provided, that the program shall be in addition to the loan program established pursuant to item 2200-9959 in section 2 of chapter 85 of the acts of 1994; provided further, that the department may contract with third parties, including, but not limited to, commonwealth-based financial institutions to manage the program; provided further, that the department and the third parties shall take all steps necessary to minimize the program's administrative costs; provided further, that the loans, loan purchases or loan guarantees shall be available on the basis of a sliding scale that relates a homeowner's income and assets to the cost of Title V compliance; provided further, that interest subsidies shall be means-tested and may be for zero-interest loans pursuant to income standards developed by the department; and provided further, that the department of revenue shall consult with the department of environmental protection in developing rules, regulations and guidelines for said program, prior appropriation continued.	
1232-0100	For underground storage tank reimbursements to parties that have remediated spills of petroleum products pursuant to chapter 21J of the General Laws .....	18,200,000

1232-0200	For the Underground Storage Tank Petroleum Cleanup Fund Administrative Review Board established by section 8 of chapter 21J of the General Laws and for the administration of the underground storage tank program associated with the implementation of said chapter 21J; provided, that notwithstanding section 4 of said chapter 21J or any other general or special law to the contrary, appropriations made in this item shall be sufficient to cover the administrative expenses of the underground storage tank program; provided further, that the board shall submit to the house and senate committees on ways and means a report on the status of the underground storage program, including, but not limited to, the number of municipal grants made for the removal and replacement of underground storage tanks and the reimbursements for remediated petroleum spills; provided further, that the report shall detail how many tanks are out of compliance with said chapter 21J; and provided further, that the report shall be submitted not later than February 16, 2009 .....	1,780,390
1232-0300	For underground storage tank municipal grants to remove and replace the tanks pursuant to section 2 of chapter 21J of the General Laws and section 37A of chapter 148 of the General Laws .....	465,406
1233-2000	For the tax abatement program for certain veterans, widows, blind persons, and the elderly; provided, that cities and towns shall be reimbursed for the abatements granted pursuant to clauses Seventeenth, Twenty-second, Twenty-second A, Twenty-second B, Twenty-second C, Twenty-second D, Twenty-second E, Thirty-seventh, Thirty-seventh A and Fifty-second of section 5 of chapter 59 of the General Laws .....	17,241,130
1233-2006	For reimbursements to cities and towns for additional exemptions from the motor vehicle excise granted pursuant to the seventh paragraph of section 1 of chapter 60A of the General Laws, as amended by sections 13 to 14 of section 1 of chapter 260 of the acts of 2006 .....	1,468,525
1233-2310	For reimbursing cities and towns for taxes abated pursuant to the clauses Forty-first, Forty-first B and Forty-first C of section 5 of chapter 59 of the General Laws; provided, that the commonwealth shall reimburse each city or town that accepts said clause Forty-first B or clause Forty-first C for additional costs incurred in determining eligibility of applicants under those clauses in an amount not to exceed \$2 per exemption granted .....	9,890,345

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**APPELLATE TAX BOARD.**

1310-1000	For the operation of the appellate tax board; provided, that the board shall schedule hearings in Barnstable, Gardner, Lawrence, Milford, Northampton, Pittsfield, Springfield, Worcester and southeastern Massachusetts; and provided further, that the board shall report to the house and senate committees on ways and means not later than December 1, 2008, on the number of hearings held at each location ..	2,250,247
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1310-1001	The appellate tax board may expend revenues up to a maximum of \$300,000 from fees collected; provided, that in order to accommodate discrepancies between the receipt of retained revenues and related expenditures, the board may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	300,000
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**RESERVES.**

1599-0025	To provide the commonwealth's customers with the convenience of expanded access to internet payment options and to improve revenue collections and cash flow, the secretary of the executive office for administration and finance may expend an amount not to exceed \$1,000,000 collected from payments made electronically to subsidize the costs associated with processing those payments; provided, that the secretary, in consultation with the comptroller, may enter into agreements with state agencies to provide for an electronic transaction fee subsidy, which shall be structured to expire after 3 years .....	1,000,000
1599-0042	For a reserve to improve the quality of the commonwealth's early education and care system; provided, that payments from said reserve shall be distributed by the department to increase reimbursement rates for subsidized early education and care; and provided further, that the increases shall be directed to expenditures for salaries, benefits, and stipends for professional development of early education and care workers or programmatic quality improvements .	5,000,000
1599-0045	For a capital projects reserve; provided, that not less than \$1,000,000 shall be expended to assist the YMCA of Greater Boston on capital projects approved by the board of directors of the YMCA .....	1,000,000
1599-0050	For Route 3 North contract assistance payments .....	23,700,846
1599-0093	For contract assistance to the water pollution abatement trust for debt service obligations of the trust, pursuant to sections 6, 6A and 18 of chapter 29C of the General Laws ....	67,489,026
1599-1004	For a reserve to support the implementation of the recommendations of the special commission to end homelessness in the commonwealth under chapter 2 of the resolves of 2006, as amended by chapter 1 of the resolves of 2007; provided, that this implementation shall be developed in collaboration with the interagency council to end homelessness, as established in Executive Order 492; provided further, that the funding made available in this item shall support the first phase of the implementation of a comprehensive plan to end homelessness in the commonwealth; provided further, that funding provided in this item shall be in addition to \$1,750,000 in funding from the Massachusetts Housing Finance Agency; provided further, that the funding shall be made available for all purposes recommended by the commission, including but not limited	

	to, rental assistance, emergency assistance, and the development of assessment tools that will provide the necessary means to identify and serve homeless populations and those at-risk of homelessness; and provided further, that prior to the expenditure of funds from this item the secretary of administration and finance shall approve a spending plan to be submitted by the director of the department of housing and community development identifying the proposed current year expenditures by program and the annualized value of these expenditures in a format proscribed by the secretary .....	8,250,000
1599-1970	For a reserve for the Massachusetts turnpike authority for costs incurred in fiscal year 2008 for the operation and maintenance of the central artery/tunnel project pursuant to chapter 235 of the acts of 1998 .....	25,000,000
1599-2009	For a reserve for Hale Hospital in the city of Haverhill .....	2,420,000
1599-3234	For the commonwealth's South Essex sewerage district debt service assessment .....	91,422
1599-3384	For a reserve for the payment of certain court judgments, settlements and legal fees, in accordance with regulations promulgated by the comptroller, which were ordered to be paid in the current fiscal year or a prior fiscal year; provided, that the comptroller shall report quarterly to the house and senate committees on ways and means on the amounts expended from this item .....	2,500,000
1599-3856	For rent and associated costs at the Massachusetts information technology center in Chelsea .....	7,115,000
1599-3857	For capital lease payments from the University of Massachusetts to the Massachusetts Development Finance Agency and for annual operations of the advanced technology and manufacturing center in Fall River .....	1,581,922
1599-4231	For the fiscal year 2009 costs of the salary classification pool provided for in article 12 of the contract between the commonwealth and the National Association of Government Employees (Units 1, 3 and 6); provided, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2009 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means .....	1,000,000
1599-4233	For the fiscal year 2009 costs of the salary classification pool provided for in article 12 of the contract between the commonwealth and the Service Employees International Union (Units 8 & 10); provided, that the secretary may transfer from the sum appropriated in this item to other items of appropriation and allocations thereof for fiscal year 2009 amounts that are necessary to meet these costs where the amounts otherwise available are insufficient for the purpose, in accordance with a transfer plan which shall be filed in advance with the house and senate committees on ways and means .....	2,000,000

1599-6901	<p>For a reserve to adjust the wages, compensation or salary and associated employee-related costs to personnel earning less than \$40,000 in annual compensation who are employed by private human service providers that deliver human and social services under contracts with departments within the executive office of health and human services and the executive office of elder affairs; provided, that home care workers shall be eligible for funding from this appropriation; provided further, that the secretary of the executive office of health and human services may allocate the funds appropriated in this item to the departments in order to implement this initiative; provided further, that the executive office of health and human services shall condition the expenditure of appropriation upon assurances that the funds shall be used solely for the purposes of adjustments to wages, compensation or salary; provided further, that not later than January 15, 2009, the executive office shall submit to the house and senate committees on ways and means a report delineating the number of employees, by job title and average salary, receiving the adjustment in fiscal year 2009 and the average percentage adjustment funded herein; provided further, that the report shall also include, for each contract scheduled to receive any allocation from this item in each such department, the total payroll expenditures in each contract for the categories of personnel scheduled to receive the adjustments; provided further, that no funds from this item shall be allocated to special education programs under chapter 71B of the General Laws, contracts for early education and care services or programs for which payment rates are negotiated and paid as class rates as established by the division of health care finance and policy; provided further, that no funds shall be allocated from this item to contracts funded exclusively by federal grants as delineated in section 2D; provided further, that the total fiscal year 2009 cost of salary adjustments and any other associated employee costs authorized there under shall not exceed \$23,000,000; provided further, that the executive office shall submit an allocation schedule to the house and senate committees on ways and means not less than 30 days after disbursement of funds; and provided further, that the annualized cost of the adjustments in fiscal year 2010 shall not exceed the amount appropriated herein .....</p>	23,000,000
1599-7050	<p>For the purposes of administrative and program expenses associated with the settlement agreement in the case of Rosie D. et al v. Romney, civil action No. 01-30199-MAP, filed in the United States District Court, in order to provide community-based services to children suffering from severe emotional disturbances; provided, that the executive office of health and human services shall submit to the executive office for administration and finance and to the house and senate committees on ways and means, a bi-annual report detailing the implementation plan to date as well as the results of the scheduled plan, which shall include a schedule detailing the commencement of services and the cost to implement the settlement by service type .....</p>	25,000,000

1599-7104	For a reserve for the facilities costs associated with the college of visual and performing arts at the University of Massachusetts at Dartmouth; provided, that funds may be expended for Bristol Community College .....	2,700,000
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**DIVISION OF HUMAN RESOURCES.**

1750-0100	For the operation of the human resources division and the costs of administration, training, and customer support related to the commonwealth's human resources and compensation management system; provided, that the information technology division shall continue a chargeback system for its bureau of computer services including the operation of the commonwealth's human resources and compensation management system, which complies with the requirements of section 2B; provided further, that the division shall be responsible for the administration of examinations for state and municipal civil service titles, establishment of eligible lists, certification of eligible candidates to state and municipal appointing authorities, technical assistance in selection and appointment to state and municipal appointing authorities; provided further, that notwithstanding clause (n) of section 5 of chapter 31 of the General Laws or any other general or special law to the contrary, the secretary of administration and finance shall charge a fee of not less than \$50 to be collected from each applicant for a civil service examination; provided further, that the division shall administer a program of state employee unemployment management, including, but not limited to, agency training and assistance; provided further, that the division shall administer the statewide classification system, including, but not limited to, maintaining a classification pay plan for civil service titles within the commonwealth in accordance with generally accepted compensation standards and reviewing appeals for reclassification; provided further, that the secretary for administration and finance shall file with the house and senate committees on ways and means the amounts of any and all economic benefits necessary to fund any incremental cost items contained in any collective bargaining agreements with the various classified public employees' unions; provided further, that the nature and scope of economic proposals contained in those agreements shall include all fixed percentage or dollar based salary adjustments, non-base payments or other forms of compensation and all supplemental fringe benefits resulting in any incremental costs; and provided further, that any employee of the commonwealth who chooses to participate in a bone marrow donor program or an organ donor transplant program shall be granted a leave of absence with pay to undergo the medical procedure and for associated physical recovery time, but this leave shall not exceed 5 days .....	4,251,913
1750-0102	The human resources division may expend not more than \$1,627,500 from revenues collected from fees charged to applicants for civil service and non-civil service examina-	

	tions and fees charged for the costs of goods and services rendered in administering training programs; provided, that the division shall collect from participating non-state agencies, political subdivisions, and the general public fees sufficient to cover all costs of the programs, including, but not limited to, a fee to be collected from each applicant for a civil service examination or non-civil examination, notwithstanding paragraph (n) of section 5 of chapter 31 of the General Laws or any other general or special law to the contrary; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	1,627,500
1750-0111	For the planning and implementation of a civil service continuous testing program and the operation of the bypass appeals process program; provided, that the division shall file quarterly reports with the house and senate committees on ways and means detailing the number of tests administered and the amount of revenue collected through the program .....	104,512
1750-0119	For payment of workers' compensation benefits to certain former employees of Middlesex and Worcester counties; provided, that the division shall routinely recertify the former employees pursuant to current workers' compensation procedures .....	76,350
1750-0201	The human resources division may expend not more than \$800,000 from revenues collected for implementation of the medical and physical fitness standards program established pursuant to sections 61A and 61B of chapter 31 of the General Laws and chapter 32 of the General Laws; provided, that the personnel administrator shall charge a fee of not less than \$50 to be collected from each applicant who participates in the physical ability test; provided further, that the human resources division shall submit a semi-annual report to the house and senate committees on ways and means detailing all expenditures on the program including, but not limited to, the costs of personnel, consultants, administration of the wellness program, establishment of standards and any other related costs of the program; and provided further, that the division shall report to the house and senate committees on ways and means by February 1, 2009, on the projected costs of the program for fiscal year 2009 .....	800,000
1750-0300	For the commonwealth's contributions in fiscal year 2009 to health and welfare funds established pursuant to certain collective bargaining agreements; provided, that the contributions shall be calculated as provided in the applicable collective bargaining agreement and shall be paid to the	

health and welfare trust funds on a monthly basis or on such other basis as the applicable collective bargaining agreement provides .....	27,800,000
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**OPERATIONAL SERVICES DIVISION.**

1775-0100	For the operation of the operational services division; provided, that the division shall expend funds for the purpose of achieving savings pursuant to this act; provided further, that notwithstanding any general or special law to the contrary, the division of purchased services of the operational services division which, under section 274 of chapter 110 of the acts of 1993, is responsible for determining prices for programs under chapter 71B of the General Laws, shall set the prices in fiscal year 2009 by increasing the final fiscal year 2008 price by the rate of inflation as determined by the division; provided further, that the division shall also adjust prices for Extraordinary Relief, as defined in 808 CMR 1.06(4); provided further, that the department shall accept applications for Program Reconstruction in fiscal year 2009; provided further, that upon the request of a program, the operational services division shall authorize a minimum price for the program to charge out-of-state purchasers; and provided further, that the division shall determine the minimum price for out-of-state purchasers by identifying the most recent price calculated for the program and applying the estimated rates of inflation which are established by December 1 of each year pursuant to section 274 of chapter 110 of the acts of 1993 in a compounded manner for each fiscal year following the most recent calculated price .....	2,163,043
1775-0102	For the operation of the online procurement system .....	541,791
1775-0124	The operational services division may expend an amount not to exceed \$500,000 from revenue collected in the recovery of cost-reimbursement and non-reimbursable over billing and recoupment for health and human service agencies and as a result of administrative reviews, as determined during the division's audits and reviews of providers pursuant to section 274 of chapter 110 of the acts of 1993; provided, that the division may only retain revenues collected in excess of \$207,350 .....	500,000
1775-0600	The operational services division may expend not more than \$150,000 in revenues from the sale of state surplus personal property, including the payment, expenses and liabilities for the acquisition, warehousing, allocation and distribution of surplus property; provided, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, including the costs of personnel .....	150,000

1775-0700	The operational services division may expend not more than \$53,000 in revenues collected in addition to the amount authorized in item 1775-1000 of section 2B, for printing, photocopying, related graphic art or design work and other reprographic goods and services provided to the general public, including all necessary incidental expenses .....	53,000
1775-0900	The operational services division may expend not more than \$55,000 in revenues collected pursuant to chapter 449 of the acts of 1984 and section 4L of chapter 7 of the General Laws, including the costs of personnel, from the sale of federal surplus property, including the payment, expenses and liabilities for the acquisition, warehousing, allocation and distribution of federal surplus property; provided, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	55,000
1775-1100	The operational services division may expend not more than \$600,000 in revenues collected from the disposal of surplus motor vehicles, including, but not limited to, state police vehicles from vehicle accident and damage claims and from manufacturer warranties, rebates and settlements, for the purchase of motor vehicles; provided, that the division shall evaluate the use of technology, the internet, and online auctions to enhance the sales of surplus vehicles and submit a report of its findings to the house and senate committees on ways and means, and the house and senate committees on post audit and oversight on or before October 1, 2008; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the operational services division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, including the costs of personnel .....	600,000
1775-1101	For the operation of the affirmative marketing program, housed within the operational services division, for costs associated with the administration of services for minority and women business owners to develop and maintain equitable practices and policies in the public marketplace .....	305,461

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**INFORMATION TECHNOLOGY DIVISION.**

1790-0100	For the operation of the information technology division; provided, that the division shall continue a chargeback system for its bureau of computer services including the operation of the commonwealth's human resources and compensation management system, which complies with the requirements of section 2B; provided further, that the division shall develop a formula to determine the cost that
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will be charged to each agency for its use of the human resources and compensation management system; provided further, that the division may coordinate with any state agency or state authority which administers a grant program to develop a statewide grant information page on the commonwealth's official worldwide web site, that shall include all necessary application forms and a grant program reference in a format that is retrievable and printable; provided further, that the division shall continue conducting audits and surveys to identify and realize savings in the acquisition and maintenance of communications lines; provided further, that the commissioner shall file an annual status report with the house and senate committees on ways and means by May 16, 2009, with actual and projected savings and expenditures for the audits in the fiscal year ending June 30, 2009; provided further, that the state comptroller shall establish accounts and procedures as he deems appropriate and necessary to assist in accomplishing the purposes of this item; provided further, that any planned information technology development project or purchase by any agency under the authority of the governor for which the total projected cost exceeds \$200,000 including the cost of any related hardware, software, or consulting fees, and regardless of fiscal year or source of funds, shall be reviewed and approved by the chief information officer before such agency may obligate funds for the project or purchase; and provided further, that the chief information officer may establish rules and procedures necessary to implement this item .....

5,520,069

1790-0300

The information technology division may expend not more than \$601,850 from revenues collected from the provision of computer resources and services to the general public for the costs of the bureau of computer services, including the purchase, lease or rental of telecommunications lines, services and equipment .....

601,850

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## EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS

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### OFFICE OF THE SECRETARY.

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2000-0100

For the operation of the office of the secretary of energy and environmental affairs, including the water resources commission, the hazardous waste facility site safety council, the coastal zone management program, environmental impact reviews conducted pursuant to chapter 30 of the General Laws, the mosquito-borne disease vector control chapter program, and a central data processing center for the secretariat; provided, that the secretary of energy and environmental affairs may enter into interagency agreements with any line agency within the secretariat, whereby the line agency may render data processing services to said secretary; provided further, that the comptroller may allocate the costs for such data processing services to the several state and other funds to which items of appropriation of such agencies are charged; pro-

vided further, that said secretary shall file a plan with the house and senate committees on ways and means 20 days before entering into any interdepartmental service agreements with any of the departments or divisions under said secretariat or any department, division or office under the executive office of administration and finance; provided further, that the secretary shall file a plan with the house and senate committees on ways and means and to the joint committee on environment, natural resources and agriculture 90 days prior to the initiation of any proposal or plan that would consolidate any function with any of the departments or divisions under said secretariat or any department, division or office under the executive office of administration and finance; provided further, that the plan shall include, but not be limited to, the following: (a) an identification of the employees that would be affected by consolidation and the item of appropriation that they are paid from; (b) the savings or efficiencies to be realized; (c) the improvements to the services expected; and (d) the source and amount of funding necessary to accomplish the consolidation; provided further, that the secretary shall provide a 90 day notice prior to the implementation of any memorandum of understanding, interagency service agreements, or other contacts, or agreements that would enable such consolidation of services to take place; provided further, that not less than \$150,000 shall be expended for a one to one matching grant to the Cape Cod Bay sanctuary program; provided further, that not less than \$150,000 shall be expended for a coastal water quality and natural resource monitoring program in Buzzards Bay administered by The Coalition for Buzzards Bay; provided further, that not less than \$125,000 shall be expended for the hillside restoration project located in the town of Boylston; and provided further, that not less than \$100,000 shall be expended for "Horizons for Youth" property in Sharon .....

7,510,457

2000-9900	For the office of geographic and environmental information established in section 4B of chapter 21A of the General Laws .....	299,932
2001-1001	The secretary of energy and environmental affairs may expend not more than \$125,000 from fees charged to entities other than political subdivisions of the commonwealth for the distribution of digital cartographic and other data for the review of environmental notification forms pursuant to sections 61 to 62H, inclusive, of chapter 30 of the General Laws .....	125,000
2010-0100	For recycling and related purposes consistent with the recycling plan of the solid waste master plan which includes municipal equipment, a municipal recycling incentive program, recycled product procurement, guaranteed annual tonnage assistance, recycling transfer stations, source reduction and technical assistance, consumer education and participation campaign, municipal household hazardous waste program, the recycling loan program, research and development, recycling market development	

	and recycling business development, and the operation of the Springfield materials recycling facility; provided, that funds may be expended for a recycling industry reimbursement program pursuant to section 241 of chapter 43 of the acts of 1997 .....	2,146,630
2010-0200	For redemption centers; provided, that the department of environmental protection shall expend the funds appropriated in this item for a program to preserve the continuing ability of redemption centers to maintain operations in pursuit of the commonwealth's recycling goals consistent with section 323 of chapter 94 of the General Laws; provided further, that for the purposes of this item and said chapter 94, a redemption center shall be any business registered with the commonwealth whose primary purpose is the redemption of reusable beverage containers; provided further, that the program shall take into consideration the volume of redeemables per redemption center, the length of time the center has been in operation, the number of returnables redeemed quarterly by the centers, the submission by the centers of documentation of their redeemed returnables to the department and the costs of transportation, packing, storage and labor; and provided further, that a redemption center shall be eligible for the funds if registered with the commonwealth as of April 1, 2003 .....	550,000
2020-0100	For toxics use reduction technical assistance and technology in accordance with chapter 211 of the General Laws .....	1,686,106
2030-1000	For the operation of the office of environmental law enforcement; provided, that officers shall provide monitoring pursuant to the National Shellfish Sanitation Program; provided further, that the department shall maintain and operate the boat registration and titling offices in Hyannis and Fall River; and provided further, that not less than \$150,000 shall be expended for the cost of patrols performed by environmental law enforcement officers within properties controlled by the department of conservation and recreation .....	11,613,655
2030-1004	For environmental police private details; provided, that the office may expend revenues of up to \$500,000 collected from the fees charged for private details; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	500,000

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**DEPARTMENT OF PUBLIC UTILITIES.**

2100-0012	For the operations of the department of public utilities; provided, that notwithstanding the second sentence of the first paragraph of section 18 of chapter 25 of the General Laws, the assessments levied for fiscal year 2009 under that paragraph shall be made at a rate sufficient to produce \$6,615,521 .....	6,615,521
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2100-0013	For the operation of the transportation division .....	593,360
2100-0014	The department of public utilities may expend for the operation of the energy facilities siting board an amount not to exceed \$75,000 from application fees collected in fiscal year 2009 and prior fiscal years from utility companies ...	75,000
2100-0015	The department of public utilities may expend for the operation of the transportation division an amount not to exceed \$2,300,000 from unified carrier registration fees collected in fiscal year 2009 and prior fiscal years from motor carrier companies .....	2,300,000
2100-0016	For the operation of the railroad bridge safety program within the transportation division; provided, that notwithstanding section 12F of chapter 25 of the General Laws, the assessments levied for fiscal year 2009 shall be made at a rate sufficient to produce \$500,000 .....	500,000

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION.**

2200-0100	For the operation of the department of environmental protection, including the environmental strike force, the office of environmental results and strategic planning, the bureau of resource protection, the Senator William X. Wall experimental station, and a contract with the University of Massachusetts for environmental research; provided, that section 3B of chapter 7 of the General Laws shall not apply to fees established pursuant to section 18 of chapter 21A of the General Laws; provided further, that not more than \$200,000 shall be expended for a wastewater management study and environmental impact report for the town of Acushnet; provided further, that \$100,000 shall be expended for the administration and enforcement of the mercury management act; provided further, that \$168,000 shall be expended for sediment control in Lake Webster; provided further, that not less than \$150,000 shall be expended to the University of Massachusetts Agricultural Department to continue a program to control and eliminate the winter moth worm; provided further, that no less than \$100,000 shall be expended for the town of Marblehead; provided further, that no less than \$67,660 shall be expended for the town of Spencer for a drinking water revolving fund; provided further, that no less than \$50,000 shall be expended for the Buzzards Bay National Estuary Municipal Grant Program; provided further, that not less than \$30,000 be expended for erosion protection at the Center Cemetery in the town of Gill; and provided further, that not less than \$15,000 shall be expended for emergency milfoil control of Noyes Pond in the town of Tolland .....	36,252,460
2200-0102	The department of environmental protection may expend an amount not to exceed \$1,200,000 from revenues collected from fees collected from wetland permits; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of revenues and related expenditures,	

	the department may incur expenses and the comptroller may certify for payment the amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; provided further, that the department shall submit a report by January 11, 2009 on implementation of the wetlands fee, the amount of the fee increase and the revenue that has been collected; and provided further, that the wetlands fees that will be directed into the General Fund shall not be lower than the amount deposited at the end of fiscal year 2004 ..	1,200,000
2210-0100	For the implementation and administration of chapter 21I of the General Laws; provided, that the department shall submit a report to the house and senate committees on ways and means not later than February 1, 2009 detailing the status of the department's progress in meeting the statutory and regulatory deadlines associated with chapter 21I and detailing the number of full-time equivalent positions assigned to various implementation requirements of chapter 21I .....	1,028,923
2220-2220	For the administration and implementation of the federal Clean Air Act, including the operating permit program, the emissions banking program, the auto-related state implementation program, the low emission vehicle program, the non-auto-related state implementation program, and the commonwealth's commitments under the New England Governor's/Eastern Canadian Premier's Action Plans for reducing acid rain deposition and mercury emissions .....	1,079,944
2220-2221	For the administration and implementation of the operating permit and compliance program required under the federal Clean Air Act .....	2,104,090
2250-2000	For the purposes of state implementation of the federal Safe Drinking Water Act under section 18A of chapter 21A of the General Laws .....	1,674,347
2260-8870	For the expenses of the hazardous waste cleanup and underground storage tank programs, notwithstanding section 4 of chapter 21J of the General Laws; and provided further, that no less than \$90,000 shall be provided for the city of Lynn .....	16,689,614
2260-8872	For the brownfields site audit program .....	1,904,002
2260-8881	For the operations of the board of registration of hazardous waste site cleanup professionals, notwithstanding section 19A of chapter 21A of the General Laws .....	391,725

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**DEPARTMENT OF FISH AND GAME.**

2300-0100	For the office of the commissioner; provided, that the commissioner's office shall assess and receive payments from the division of marine fisheries, the division of fisheries and wildlife, the public access board, the riverways programs, and all other programs under the control of the department of fish and game; provided further, that the
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	purpose of those assessments shall be to cover appropriate administrative costs of the department, including but not limited to payroll, personnel, legal and budgetary costs; provided further, that the amount and contribution from each division or program shall be determined by the commissioner of fish and game; and provided further, that the department shall file a report with the house and senate committees on ways and means not later than October 1, 2008, that details the level of assessments to each department under the control of the office of the commissioner in fiscal years 2007 and 2008 .....	747,559
2300-0101	For a program of riverways protection, restoration and promotion of public access to rivers, including grants to public and nonpublic entities; provided, that the positions funded in this item shall not be subject to chapter 31 of the General Laws .....	650,000
2310-0200	For the administration of the division of fisheries and wildlife, including expenses of the fisheries and wildlife board, the administration of game farms and wildlife restoration projects, for wildlife research and management, the administration of fish hatcheries, the improvement and management of lakes, ponds and rivers, for fish and wildlife restoration projects, the commonwealth's share of certain cooperative fishery and wildlife programs, and for certain programs reimbursable under the Federal Aid to Fish and Wildlife Restoration Act; provided, that funds from this item shall be made available to the University of Massachusetts at Amherst for the purposes of wildlife and fisheries research in an amount not to exceed the amount received in fiscal year 2008 for such research; and provided further, that funds may be expended to supplement the natural heritage and endangered species program .....	10,143,000
	Inland Fisheries and Game Fund .....100.0%	
2310-0306	For the hunter safety training program ..... Inland Fisheries and Game Fund .....100.0%	474,633
2310-0316	For the purpose of land containing wildlife habitat and for the costs of the division of fisheries and wildlife directly related to the administration of the wildlands stamp program pursuant to sections 2A and 2C of chapter 131 of the General Laws; provided, that funds shall not be expended from this item in the AA object class for the compensation of state employees assigned to any item .....	1,500,000
	Inland Fisheries and Game Fund .....100.0%	
2310-0317	For the waterfowl management program pursuant to section 11 of chapter 131 of the General Laws ..... Inland Fisheries and Game Fund .....100.0%	85,000
2320-0100	For the administration of the public access board, including the maintenance, operation, and improvements of public	

	access land and water areas; provided, that positions funded in this item shall not be subject to chapter 31 of the General Laws .....	632,505
2330-0100	For the operation of the division of marine fisheries, including expenses of the Annisquam river marine research laboratory, marine research programs, a commercial fisheries program, a shellfish management program, including coastal area classification, mapping and technical assistance; provided, that \$300,000 shall be expended on a recreational fisheries program to be reimbursed by federal funds; provided further, that the sum expended for the school for marine science and technology for research to minimize the economic impact of new fisheries management regulations shall not be reduced from fiscal year 2008 levels except in proportion to adjustments consistent with the department's budget adjustments; provided further, that not less than \$330,000 shall be expended for the operation of the Newburyport shellfish purification plant; provided further, that not less than \$200,000 shall be expended for the Massachusetts fisheries recovery commission; provided further, that not less than \$90,000 shall be expended for the joint operation of a shellfish propagation program on Cape Cod between the division and Barnstable County Department of Health and the Environment; provided further, that not less than \$45,000 shall be expended for shellfish propagation on the islands of Martha's Vineyard and Nantucket to be administered jointly by the state aquaculture coordinator, the Martha's Vineyard Shellfish Group, Inc. and Nantucket County; and provided further, that not less than \$47,000 shall be expended for fishermen safety training, for the city of New Bedford .....	5,585,722
2330-0120	For the division of marine fisheries for a program of enhancement and development of marine recreational fishing and related programs and activities, including the cost of equipment maintenance, staff and the maintenance and updating of data .....	609,040
2330-0121	For the division of marine fisheries to utilize reimbursable federal sportfish restoration funds to further develop marine recreational fishing and related programs, including the costs of activities that increase public access for marine recreational fishing, support research on artificial reefs, and otherwise provide for the development of marine recreational fishing; provided, that the division of marine fisheries may expend revenues up to \$217,989 collected from federal sportfish restoration funds and from the sale of materials which promote marine recreational fishing .....	217,989

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**DEPARTMENT OF AGRICULTURAL RESOURCES.**

2511-0100	For the operation of the department of agricultural resources, including the office of the commissioner, the expenses of the board of agriculture, the division of dairy services, and the division of regulatory services and animal health,
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	including a program of laboratory services at the University of Massachusetts at Amherst, the expenses of the pesticides board, and the division of agricultural development and fairs; provided, that not less than \$200,000 shall be expended to enhance the buy local effort in western, central northeastern and southeastern Massachusetts; and provided further, that not less than \$10,000 shall be made available to the Massachusetts Specialty Foods Association .....	5,397,195
2511-0105	For the purchase of supplemental foods for the Massachusetts emergency food assistance program within the America's second harvest nationally-certified food bank system of Massachusetts; provided, that the funds appropriated herein shall reflect the America's second harvest allocation formula, to benefit the four regional food banks in Massachusetts: The Greater Boston Food Bank, Merrimack Valley Food Bank, The Food Bank of Western Massachusetts and Worcester County Food Bank; and provided further, that the department may assess an administrative charge not to exceed 2 per cent of the total appropriation herein .....	11,100,000
2511-2000	For the Agricultural Innovation Center; provided, that the Agricultural Innovation Center shall provide a broad range of technical and business development services to the commonwealth's agricultural producers that may add value to the producers, products and services; provided further, that the Agricultural Innovation Center shall develop an outreach program to identify and foster new, innovative ideas and approaches to adding value to the commonwealth's agricultural economy; and provided further, that the Agricultural Innovation Center shall solicit requests from the commonwealth's agricultural industry for funding and technical assistance in training, marketing, distribution, applied research, agri-tourism, aquaculture, forestry, processing, fiber and agricultural resource management .....	1,500,000
2511-3002	For the Integrated Pest Management program .....	300,740
2511-3003	For grants, in consultation with the Massachusetts Life Sciences Center established pursuant to chapter 23I of the General Laws, to promote the research and development of plant-made pharmaceuticals through field trials approved under a permit or approved notification by the Biotechnology Regulatory Service of the Animal and Plant Health Inspection Service of the United States Department of Agriculture; provided, however, that no grant shall exceed \$50,000 .....	250,000

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**DEPARTMENT OF CONSERVATION AND RECREATION.**

2800-0100	For the operation of the department of conservation and recreation; provided, that said department shall enter into an interagency service agreement with the department of state police to provide police coverage on department of conservation and recreation properties and parkways; pro-
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vided further, that the department of state police shall reimburse said department of conservation and recreation for costs incurred by said department including, but not limited to, vehicle maintenance and repairs, the operation of department of state police buildings and other related costs; provided further, that notwithstanding any general or special law to the contrary, all offices and positions of the division performing construction activities for the department of conservation and recreation shall be subject to classification under sections 45 to 50, inclusive, of chapter 30 of the General Laws; provided further, that notwithstanding section 3B of chapter 7 of the General Laws, the department shall establish or renegotiate fees, licenses, permits, rents and leases, and to adjust or develop other revenue sources to fund the maintenance, operation, and administration of the department; provided further, that an annual report shall be submitted to the house and senate committees on ways and means regarding fee adjustments not later than February 14, 2009; provided further, that notwithstanding any general or special law or administrative bulletin to the contrary, the department shall not pay any fees charged for the leasing or maintenance of vehicles to the operational services division; provided further, that no funds shall be expended from this item for personnel overtime costs; provided further, that the department of conservation and recreation shall provide the house and senate committees on ways and means with a 30 day notice before any intersubsidary transfers or interagency service agreements and the reason for said transfer; provided further, that the amount transferred pursuant to interagency service agreements shall not increase from fiscal year 2008; provided further, that any employee paid from this item as of August 1, 2004, that was included in the report required from said item in chapter 149 of the acts of 2004, and any employees assigned to that item after August 1, 2004, shall not be paid from any other item of appropriation; provided further, that the department of conservation and recreation shall file a report with the house and senate committees on ways and means not later than December 15, 2008, detailing the merger of the former metropolitan district commission with the former department of environmental management into the department of conservation and recreation; provided further, that said report shall detail the efficiencies that have been achieved from said merger; provided further, that said report shall detail the areas of the department where efficiencies have been achieved from the sharing of resources; provided further, that said report shall provide a plan to fully integrate all aspects of the department and said plan shall provide any recommendations that are necessary to improve the department; provided further, that notwithstanding any general or special law to the contrary, the department shall continue to fund a maintenance contract for daily trash removal at Revere beach through proceeds received by the city of Revere and the department pursuant to section 29 of chapter 236 of the acts of 2002 and section 2 of this act; provided further,

that not less than \$250,000 shall be expended for the purpose of aquatic management for the Wekepeke Reservoir in the town of Sterling; provided further, that not less than \$150,000 shall be expended to the town of Shutesbury for the purpose of aquatic management for Lake Wyola; provided further, that not less than \$100,000 shall be expended for the DCR Park Rangers mounted unit in the Blue Hills Reservation;; provided further, that not less than \$100,000 shall be expended for the Massachusetts Hummocks Park as owned and operated by the department; provided further, that not less than \$60,000 shall be expended for the Martha's Vineyard Commission; provided further, that \$40,000 shall be expended for aquatic nuisance control in Sluice Pond and Flax Pond in the city of Lynn; and provided further, that not less than \$32,000 shall be expended for Opticom at the site of the Revere Public Safety Facility .....

7,129,872

2800-0101

For the watershed management program to operate and maintain reservoirs, watershed lands and related infrastructure of the department and the office of water resources in the department of conservation and recreation; provided, that \$500,000 shall be paid to the town of Clinton, under section 8 of chapter 307 of the acts of 1987, to compensate for the use of certain land; provided further, that the amount of the payment shall be charged to the General Fund and shall not be included in the amount of the annual determination of fiscal year charges to the Massachusetts Water Resources Authority assessed to the authority under the General Laws provided further, that not less than \$100,000 shall be expended for Pine Tree Brook in the town of Milton; provided further, that not less than \$100,000 shall be expended for a grant to the town of Hopkinton for the North Pond Dam/Lake Maspenock Dam located in the towns of Hopkinton, Milford, and Upton; provided further, that not less than \$100,000 shall be expended for invasive weed control on the Charles river in Waltham; provided further, that \$48,000 shall be expended for the flood control activities undertaken by the Thames river valley communities of Massachusetts in conjunction with the state of Connecticut; provided further, that not less than \$35,000 shall be expended for storm water remediation along the Cole River or Lees River by the town of Swansea; provided further, that no less than \$30,000 shall be expended for Eel Pond in the town of Mattapoisett; provided further, that no less than \$25,000 shall be expended for aquatic weed control for Upper Mystic Lake in Winchester; provided further, that no less than \$15,000 shall be expended for aquatic weed control for Winter Pond in Winchester; and provided further, that not less than \$15,000 shall be expended for the Merrimack River Watershed Council .....

1,940,815

2800-0401

For a program to provide stormwater management for all properties and roadways under the care, custody and control of the department of conservation and recreation; pro-

	<p>vided, that the department shall develop and implement a stormwater management program in compliance with federal and state stormwater management requirements; provided further, that the department shall inventory all existing stormwater infrastructure, assess its current stormwater practices, analyze long term capital and operational needs, and develop a stormwater management plan to comply with federal and state regulatory requirements; and provided further, that in order to protect public safety and to protect water resources for water supply, recreational and ecosystem uses, the department will immediately implement interim stormwater management practices including but not limited to street sweeping, inspection and cleaning of catch basins, and emergency repairs to roadway drainage .....</p>	1,141,617
2800-0500	<p>For the freshwater and saltwater beaches under the control of the department of conservation and recreation; provided, that all beaches shall remain open and staffed from Memorial Day through Labor Day; provided further, that the beaches shall have their full amount of required maintenance and upkeep; provided further, that the department shall file a report with the house and senate committees on ways and means not later than December 15, 2008, that shall include, but not be limited to, the following: (a) the amount of funding provided to each beach under the control of the department in fiscal years 2007 and 2008; (b) a breakdown of how the funds were spent for each beach and the services that were provided; (c) the items of appropriation used to provide funding; (d) the amount of funding to be provided for each beach in fiscal year 2009 from this item; and (e) a list of the services or materials for each beach that will be provided from this item; provided further, that not less than \$100,000 shall be expended for the Jones River Watershed Association of Kingston; provided further, that not less than \$75,000 shall be expended for the North and South rivers watershed association for the purposes of restoring the North and South rivers and their tributaries to meet clean water act standards; and provided further, that not less than \$35,000 shall be expended for the cleanup of Pilayella algae on the Nahant Beach Reservation .....</p>	4,253,025
2800-0600	<p>For the pools and spray pools under the control of the department of conservation and recreation; provided, that all pools and spray pools shall remain open and staffed from Memorial Day through Labor Day; provided further, that the pools and spray pools shall have their full amount of required maintenance and upkeep; and provided further, that the department shall file a report with the house and senate committees on ways and means not later than December 15, 2008, that shall include, but not be limited to, the following: (a) the amount of funding provided to each pool under the control of the department in fiscal years 2007 and 2008; (b) a breakdown of how the funds were spent for each pool and the services that were provided; (c) the items of appropriation used to provide fund-</p>	

	ing; (d) the amount of funding to be provided for each pool in fiscal year 2009 from this item; and (e) a list of the services or materials for each pool that will be provided from this item .....	760,245
2800-0700	For the office of dam safety; provided, that the department shall, in collaboration with the department of environmental protection and the department of fish and game, establish and maintain a comprehensive inventory of all dams in Massachusetts, and develop a coordinated permitting and regulatory approach to dam removal for stream restoration and public safety; provided further, that the department shall file a report with the house and senate committees on ways and means not later than December 15, 2008, that shall include, but not be limited to, the following: (a) the number of staff that are assigned from this item and their job title; (b) the number of dam inspections that are scheduled for fiscal year 2009; and (c) the number of dams that are in need of repairs or need to be replaced; and provided further, that not less than \$140,000 shall be expended for a hydraulic study of increasing the pumping capacity of the Amelia Earhart Dam on the Mystic River .....	1,170,421
2800-2000	For the state licensed foresters program, the department of conservation and recreation may expend an amount not to exceed \$600,000 from revenues collected from the sale of timber for materials, supplies, equipment and compensation of employees of the program; provided, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded in the Massachusetts management accounting and reporting system .....	600,000
2800-9004	For certain payments for the maintenance and use of the Trailside Museum and the Chickatawbut Hill center .....	425,000
2810-0100	For the operations of the division of state parks and recreation; provided, that funds appropriated in this item shall be used to operate all of the division's parks, heritage state parks, reservations, campgrounds, beaches and pools and for the oversight of rinks, to protect and manage the division's lands and natural resources including the forest and parks conservation services and the bureau of forestry development; provided further, that no funds from this item shall be made available for payment to true seasonal employees; provided further, that the department may issue grants to public and nonpublic entities from this item; provided further, that the level of funding for the beaches and pools from this item in fiscal year 2009 shall not be reduced from fiscal year 2008; provided further, that not less than \$400,000 shall be expended amelioration of an area bounded by Middle, Garey and Commercial Streets in the town of Weymouth; provided further, that not less than \$297,000 shall be expended for the Curley Recreation Center in the South Boston section of the city of Boston; provided further, that not less than \$250,000 shall be provided to the Camp Marion and Mumford River Recreation Programs; provided further, not less than \$200,000 shall be expended for the park and recreation	

	center for the town of Holbrook; provided further, that not less than \$185,000 shall be expended for the Schooner Ernestina Commission; provided further, that not less than \$150,000 shall be expended for the toddler park in the city of Woburn; provided further, that not less than \$200,000 shall be expended on the recreational facilities of Woburn high school; provided further, that \$150,000 shall be expended for the Methuen Parks and Recreation Department; provided further, that not less than \$100,000 shall be expended for eradication of invasive aquatic species in Lake Cochituate State Park; provided further, that not less than \$100,000 shall be expended for the Heritage State Park located in the Roxbury section of the city of Boston; provided further, that not less than \$50,000 shall be provided to the Lake Singletary Watershed Association; provided further, that not less than \$50,000 shall be expended for the Buttonwood Park Zoological Society; provided further, that not less than \$20,000 shall be expended to the Chandler Pond Preservation Society; provided further, that not less than \$25,000 shall be expended for the print shop building at Brook Farm Reservation in the West Roxbury section of the city of Boston; and provided further, that Watson's Pond state park in Taunton and Ames Nowell state park in Abington shall remain open and appropriately staffed to allow public swimming and recreation for the season .....	26,545,320
2810-0200	For summer employment programs at department of conservation and recreation facilities; provided, that the programs shall include peer-led youth recreation and interpretive programs, a youth all-star band, and a park repair and improvement program by skilled and unskilled laborers; and provided further, that the programs shall provide opportunities for underprivileged populations, especially in economic development areas .....	2,024,405
2810-2000	For the seasonal hires of the division of state parks and recreation, including hires for the forest fire control unit; provided, that no funds from this item shall be expended for year-round seasonal employees; provided further, that seasonal employees who are hired before the second Sunday before Memorial Day and whose employment continues beyond the Saturday following Labor Day and who received health insurance benefits in fiscal year 2008 shall continue to receive such benefits in fiscal year 2009 during the period of their seasonal employment; provided further, that no expenditures shall be made from the amount appropriated other than for those purposes identified in this item; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this item are positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning not earlier than April 1 and ending not later than November 30, or beginning not earlier than September 1 and ending not later than April 30; and provided further, that notwithstanding said section 1 of said chapter 31, seasonal positions funded by this item	

	shall not be filled by an incumbent for more than 8 months within a 12-month period .....	5,649,267
2810-2040	<p>The division of state parks and recreation may expend not more than \$4,454,826 from revenue collected from fees charged by the division, including revenues collected from campsite reservation transactions from the automated campground reservation and registration program for additional expenses, upkeep and improvements to the parks and recreation system and for the personnel costs of seasonal employees; provided, that no funds from this item shall be expended for the costs of full-time equivalent personnel; provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; provided further, that no expenditures made in advance of the receipts shall be permitted to exceed 75 per cent of the amount of revenues projected by the first quarterly statement required by section 1B; provided further, that the comptroller shall notify the house and senate committees on ways and means at the time subsequent quarterly statements are published of the variance between actual and projected receipts in each such quarter and the implications of that variance for expenditures made; and provided further, that the division may issue grants to public and nonpublic entities from this item .....</p>	4,454,826
2820-0100	<p>For the administration, operation and maintenance of the division of urban parks and recreation, including for the maintenance, operation and related costs of the parkways, boulevards, roadways, bridges and related appurtenances under the care, custody and control of the division, flood control activities of the division, purchase of all necessary supplies and related equipment, and the civilianization of crossing guards located at division intersections where state police previously performed such duties; provided, that the parkways, boulevards, roadways, bridges and related appurtenances under the care and custody of the metropolitan district commission in fiscal year 2003 shall remain solely under the jurisdiction, custody and care of the division of urban parks and recreation; provided further, that no funds from this item shall be made available for payment to true seasonal employees; provided further, that the rinks under the control of the department shall remain open and staffed for the full rink season; provided further, that the level of funding for the beaches and pools from this item in fiscal year 2009 shall not be reduced from fiscal year 2008; provided further, that not less than \$450,000 shall be expended to the city of Lowell; provided further, that \$250,000 shall be expended for a linked trail system for local and state parks along the Back River in the towns of Weymouth and Hingham; provided further, that not less than \$225,000 shall be expended for the</p>	

	Southwest Corridor Park; provided further, that not less than \$150,000 shall be expended for the Hill Park and the William G. Reinstein Complex in the city of Revere; provided further, that \$75,000 shall be expended for the Esplanade in the city of Boston; provided further, that not less than \$75,000 shall be expended for Eugene Lovely Field in Andover; provided further, that not less than \$75,000 shall be expended for the Herter Center in the Christian A. Herter Park located in Allston-Brighton section of the city of Boston for the purpose of preserving educational and cultural materials that benefit the commonwealth; provided further, that no less than \$55,000 shall be expended for the Red Rock Park on Lynn Shore Drive, in the city of Lynn; provided further, that not less than \$50,000 shall be expended for the costs associated with the management of aquatic non-native plants in the Charles River lakes district; provided further, that not less than \$50,000 shall be expended for the eradication of invasive aquatic weeds in the town of Wayland; provided further, that not less than \$50,000 shall be provided for the ponds at Lake Street in the town of Acushnet; provided further, that no less than \$50,000 shall be expended for the Fellsmere Pond Reservoir in the city of Malden; provided further, that not less than \$50,000 shall be expended for public safety on the Deerfield and upper Connecticut River; provided further, that not less than \$25,000 shall be expended for the eradication of invasive aquatic weeds in the town of Lincoln; provided further, that not less than \$20,000 shall be expended for Squantum Park in the city of Quincy; provided further, that not less than \$15,000 shall be expended for the Memorial Field in the town of Whitman; and provided further, that not less than \$3,900 shall be expended on Senator Charles E. Shannon Crossing Guard Corps at the corner of Mystic avenue and Shore drive in the city of Somerville .....	29,790,121
2820-0101	For the costs associated with the department's urban park rangers specific to the security of the state house; provided, that funds appropriated in this item shall only be expended for the costs of security and urban park rangers at the state house .....	2,002,812
2820-0200	For seasonal hires of the division of urban parks and recreation; provided, that no funds in this item shall be used for year-round seasonals; provided further, that notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this item are positions requiring the services of an incumbent, on either a full-time or less than full-time basis beginning not earlier than April 1 and ending not later than November 30, or beginning not earlier than September 1 and ending not later than April 30; and provided further, that notwithstanding said section 1 of said chapter 31, seasonal positions funded by this item shall not be filled by an incumbent for more than 8 months within a 12-month period .....	3,184,336

2820-0300	For the operation and maintenance of the central artery/tunnel parks and spectacle island .....	1,603,959
2820-1000	The division of urban parks and recreation may expend not more than \$200,000 from revenue collected pursuant to section 34B of chapter 92 of the General Laws .....	200,000
2820-1001	The division of urban parks and recreation may expend not more than \$50,000 from revenue collected for the operation and maintenance of the division's telecommunications system from revenues received from the Massachusetts Water Resources Authority, the Massachusetts Convention Center Authority, the department of highways, central artery/Ted Williams tunnel project, the department of state police and quasi-public and private entities through a system of user fees and other charges established by the commissioner of conservation and recreation; provided, that nothing in this item shall impair or diminish the rights of access and utilization of all current users of the system under agreements previously entered into; and provided further, that this item may be reimbursed by political subdivisions of the commonwealth and private entities for direct and indirect costs expended by the division to maintain the telecommunications system .....	50,000
2820-2000	For the expenses of maintaining the parkways within the division of urban parks and recreation, including the costs of personnel and snow and ice removal expenses; provided, that the department of conservation and recreation shall take all measures to ensure that the department's snow and ice control efforts are efficient and cost effective; provided further, that the secretary of energy and environmental affairs shall submit to the house and senate committees on post audit and oversight and the house and senate committees on ways and means a report detailing a snow emergency plan for roads, bridges and sidewalks under the care of the department of conservation and recreation by January 14, 2009; and provided further, that the secretary of energy and environmental affairs shall submit to the house and senate committees on post audit and oversight and the house and senate committees on ways and means a report not later than September 1, 2008, which shall include, but not be limited to, the following: (a) a list of amounts paid from state appropriations for snow and ice control efforts for fiscal years 2007 and 2008 and (b) any other information that said secretary determines is necessary to account for and explain the extraordinary expenditure of state appropriations for the control and removal of snow and ice .....	1,300,000
2820-3001	The division of urban parks and recreation may expend not more than \$1,000,000 from revenue collected from skating rink fees and rentals for the operation and maintenance, including personnel costs, of 4 rinks between September 1, 2008, and April 30, 2009, for an expanded and extended rink season; provided, that when assigning time for the use of its rinks, the division shall give priority	

	to those which qualify under applicable state and federal law as nonprofit organizations or as a public school .....	1,000,000
2820-4420	For the operation and maintenance of the Ponkapoag golf course; provided, that the division of urban parks and recreation may expend not more than \$1,100,000 from revenue collected from fees generated by the golf course; provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenue and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account are positions requiring the services of an incumbent, on either a full-time or less than a full-time basis beginning not earlier than April 1 and ending not later than November 30 .....	1,100,000
2820-4421	For the operation and maintenance of the Leo J. Martin golf course; provided, that the division of urban parks and recreation may expend not more than \$1,100,000 from revenue collected from fees generated by the golf course; provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenue and related expenditures, the division may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, notwithstanding section 1 of chapter 31 of the General Laws, seasonal positions funded by this account shall be positions requiring the services of an incumbent, on either a full-time or less than a full-time basis beginning not earlier than April 1 and ending not later than November 30 .....	1,100,000
2820-9005	For the operation of street lighting on the division of urban parks and recreation parkways; provided, that no expenditure shall be made other than in the GG object class; provided further, that the department of conservation and recreation shall take all measures to further ensure that said department's street lighting efforts are efficient and cost effective; provided further, that said department shall implement a plan to achieve efficiencies and reduce said lighting costs; and provided further, that said department shall file a report with the house and senate committees on ways and means not later than September 1, 2008, on measures taken to ensure efficiency and cost effectiveness of their street lighting program that shall include but not be limited to the following: (a) all efforts taken by said department to reduce street lighting costs in fiscal years 2007 and 2008, (b) efforts to reduce the amount paid for electricity through bulk purchasing agreements and (c) a long range plan on energy savings initiatives .....	4,091,936

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**DIVISION OF ENERGY RESOURCES**

7006-1000	For the operation of the division of energy resources .....	1,850,302
7006-1001	For the residential conservation service program under chapter 465 of the acts of 1980, and the commercial and apartment conservation service program pursuant to section 11A of chapter 25A of the General Laws .....	201,156
7006-1003	For the operation of the division of energy resources; provided, that notwithstanding any general or special law to the contrary, the amount assessed under section 11H of chapter 25A of the General Laws shall be equal to the amount expended from this item .....	441,404

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**DEPARTMENT OF EARLY EDUCATION AND CARE**

3000-1000	For the administration of the department and the costs of field operations and licensing provided through the department; provided, that funds from this item shall be expended on the development and piloting of a kindergarten readiness assessment system that is educationally sound; provided further, that funds from this item shall be expended on the development of a comprehensive evaluation system for all early education and care programs in the commonwealth; provided further, that the department shall report on the first business day of each month to the joint committee on education, the joint committee on children and families, the house and senate committees on ways and means, and the secretary of administration and finance on the unduplicated number of children on waiting lists for state-subsidized early education and care programs and services, including supportive child care services; provided further, that notwithstanding chapter 66A of the General Laws, the department, the lead agencies of community partnership councils, the child care resource and referral agencies, the department of elementary and secondary education, the department of transitional assistance, the department of social services, and the department of public health may share with each other personal data regarding the parents and children who receive services provided under early education and care programs administered by the commonwealth for waitlist management, program implementation and evaluation, reporting, and policy development purposes; provided further, that funds from this item shall be expended to develop an implementation plan for a workforce development system in collaboration with the board and commissioner of higher education, pursuant to section 5 of chapter 15D of the General Laws; provided further, that as part of the development of said workforce implementation plan, the department shall expend funds for the development of core competencies for those working with children in early education programs; provided further, that the department shall consult with early childhood education practitioners, researchers and experts in early childhood education, child development, and children's mental health, and faculty in degree granting pro-	
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grams in the early childhood education field; provided further, that in developing said core competencies the department shall differentiate by levels of responsibility, delivery settings, and developmental age group of the children; provided further, the department shall consider core competencies defined by other states as well as the program standards for children ages 3 and 4 promulgated by the department of elementary and secondary education; provided further, that the board of early education and care shall approve core competency requirements for those working with children from birth through entrance into kindergarten; provided further, that not less than \$250,000 shall be expended for the development of a quality rating system for early education and care programs participating in the universal pre-kindergarten program under chapter 15D of the General Laws; provided further, that the department shall consult with experts in early childhood education and quality measurement and with Massachusetts providers, including those representing family child care, non-profit centers, for-profit centers, head start programs, and public school programs; provided further, that the development of a quality rating system shall include, but not be limited to, a definition of quality standards under said chapter 15D, the development of a quality rating scale, and recommendations relative to quality rating system implementation, governance, monitoring, accountability, and for ensuring reciprocity between a quality rating system and existing accountability standards including but not limited to licensing regulations, National Association for the Education of Young Children accreditation, PRISM, and public school standards; provided further, that the department shall issue a report, not later than February 15, 2009, on the status of the department's programming to the secretary of administration and finance, the president of the senate, the speaker of the house of representatives, the chairs of the house and senate committees on ways and means, and the chairs of the joint committee on education; provided further, that the report shall contain the proposed core competencies to be issued by the department, and the status and findings of the department's quality rating system; provided further, that the report shall contain a multi-year plan for the alignment of rates and quality standards and for programs to move toward meeting the quality standards enumerated in item 3000-5075; provided further, that the report shall include the number of children served in the program in item 3000-4050 of this act, the number of additional children who would be eligible for services in that category, and the estimated cost of fully funding early education and care for those children; provided further, that the report shall contain details on the implementation of universal pre-kindergarten grants, along with any legislative recommendations for the improvement of the program; provided further, that the report shall contain a multi-year plan for the alignment of all classroom based quality enhancement grants funded by the department in order to ensure fair-

	ness and consistency across all preschool grant programs; provided further, that the report shall include the department's recommendations on the consistent implementation of accreditation assistance across the commonwealth; provided further, that the report shall include the number of early childhood educators and providers who have received such training, the estimated number who have requested such additional training, and a review and analysis of the most effective types of professional development; provided further, that the report shall include the estimated number of preschool suspensions and expulsions that occur each year in the commonwealth, the relative frequency of each type of mental illness or behavioral issues among children receiving programs and services from the department, and an analysis of the most effective intervention strategies; and provided further, that no less than \$75,000 shall be expended for Partners for a Healthier Community, Inc. to provide the BEST Oral Health Program in Hampden County .....	13,942,894
3000-2000	For local and regional administration and coordination of services provided by child care resource and referral agencies and community partnerships for children lead agencies; provided, that funding for eligible early education and care activities shall include, but not be limited to, administrative costs of these agencies, program coordination and support, voucher management, outreach to hard to reach populations, intake and eligibility services for families seeking financial assistance to enroll in early education and care programs, resource and referral for families with disabilities in child care programs, support of comprehensive services for children and families, maintenance of the department's centralized waiting list for state-subsidized early education and care, community-based programs that provide direct services to parents, walk-in services for homeless families, and comprehensive planning at the local level through interagency and community collaboration; provided further, that community partnership councils receiving grants distributed from this item shall not expend more than \$4,625,533 for administrative costs, as defined by the department; provided further, an additional \$250,000 shall be made available by the department of early education and care for the administration of the vouchers by child care resource and referral agencies; provided further, that the department shall assist the community partnership councils receiving grants of less than \$100,000 that choose to regionalize with the implementation of any regionalization plans; and provided further, that up to \$500,000 may be expended on planning grants to assist local councils in expanding their mission beyond preschool-aged children to include the provision of comprehensive services, community collaboration, quality, and outreach efforts to all children served by the department regardless of age .....	25,461,771
3000-2050	For the administration of the Children's Trust Fund; provided, that notwithstanding any general or special law to the contrary, the department of early education and care shall col-	

	laborate with Children's Trust Fund on the implementation of section 202 of chapter 6 of the General Laws, but shall not exercise any supervision or control with respect to the board .....	1,401,242
3000-3050	For supportive early education and care associated with the family stabilization program; provided, that funds from this item shall only be expended for early education and care costs of children with active cases at the department of social services; provided further, that the department of social services and the department of early education and care are directed to design and implement standards for early education and care placements made under this item; provided further, that the department of early education and care, in collaboration with the department of social services, shall maintain a centralized list detailing the number of children eligible for services in this item, the number of supportive slots filled, and the number of supportive slots available; provided further, that no waiting list for the services shall exist; provided further, that all children eligible for services under this item shall receive said services; provided further, that if the department determines that available appropriations for this program will be insufficient to meet projected expenses, the commissioner shall file with the house and senate committees on ways and means and with the secretary of administration and finance, a report detailing the amount of appropriation needed to address such a deficiency; and provided further, that the commissioner of the department of early education and care may transfer funds to this item from items 3000-1000, 3000-4050 and 3000-4060, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 30 days before the transfer .....	79,091,314
3000-4050	For early education and care programs for families in transition; provided, that the department shall issue monthly reports detailing the number and average cost of voucher and contracted slots funded from this item and item 3000-3050 by category of eligibility; provided further, that the report shall include the number of recipients subject to subsection (f) of section 110 of chapter 5 of the acts of 1995 funded from this item; provided further, that recipients of benefits under the employment services program or any successor program, participants of any component activity under the program of transitional aid to families with dependent children, former recipients of transitional aid to families with dependent children who are employed during the year after termination of benefits, former recipients of transitional aid to families with dependent children participating in education or training programs authorized by department of transitional assistance regulations, parents under the age of 18 currently enrolled in an education or job training program who would qualify for transitional aid for families with dependent children but	

for the deeming of grandparents' income, and former recipients of transitional aid to families with dependent children who are employed or in an authorized period of job search as of the expiration of the transitional year and require post-transitional early education and care vouchers, shall be paid for from this item; provided further, that recipients of transitional aid to families with dependent children shall not be charged fees for care provided under this item; provided further, that early education and care for the children of teen parents receiving transitional aid to families with dependent children benefits, teen parents receiving supplemental security income payments and whose dependent children receive the aid, and teen parents at risk of becoming eligible for transitional aid to families with dependent children, shall be paid from this item; provided further, that all teens eligible for year-round, full-time early education and care services shall be participating in school, education, work and training-related activities or a combination thereof for at least the minimum number of hours required by regulations promulgated for the program of transitional aid, whether or not such teens are recipients of benefits from the program; provided further, that early education and care slots funded from this item shall be distributed geographically in a manner that provides fair and adequate access to early education and care for all eligible individuals; provided further, that informal early education and care benefits shall be funded from this item; provided further, that not more than \$2 per child per hour shall be paid for the services; provided further, that income-eligible early education and care shall not be funded from this item; provided further, that all early education and care providers that are part of a public school system shall accept early education and care vouchers from recipients funded through this appropriation; provided further, that all children eligible for services under this item shall receive said services; provided further, that if the department determines that available appropriations for this program will be insufficient to meet projected expenses, the commissioner shall file with the house and senate committees on ways and means and with the secretary of administration and finance, a report detailing the amount of appropriation needed to address such a deficiency; provided further, that the commissioner of the department of early education and care may transfer funds to this item from items 3000-1000 and 3000-4060, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means at least 30 days before the transfer; provided further, that not more than 3 percent of any item may be transferred in fiscal year 2009; and provided further, that if the department determines that additional funds will be available in this item after providing services to all eligible children, the department may expend funds on a pilot program to serve the children of parents

	or other relatives receiving supplemental security income or otherwise not receiving the aid but whose dependent children receive the aid .....	197,745,274
3000-4060	For income-eligible early education and care programs; provided, that income-eligible programs shall not include the employment services child care program, transitional child care programs, or post-transitional child care programs; provided further, that the department of early education and care may not fund programs from this item unless explicitly authorized; provided further, that not less than 500 early education and care slots shall be reserved for children in the foster care program at the department of social services; provided further, that informal early education and care benefits for families meeting income-eligibility criteria shall be funded from this item; provided further, that not more than \$2 per child per hour shall be paid for the services; provided further, that early education and care slots funded from this item shall be distributed geographically in a manner that provides fair and adequate access to early education and care for all eligible individuals; provided further, that all early education and care providers that are part of a public school system shall be required to accept early education and care vouchers from recipients funded through this appropriation; provided further, that \$47,761,095 shall be expended to provide preschool direct services to eligible children through the local councils funded in item 3000-2000 in chapter 139 of the acts of 2006; provided further, that said funds shall be provided only to councils which provided direct services to children through item 3000-4000 in fiscal year 2007; provided further, that programs receiving funding through said councils in fiscal year 2009 shall meet the quality standards required by programs funded through item 3000-4000 in fiscal year 2007; provided further, that said councils shall receive grants sufficient to ensure that any child receiving services through the councils on July 1, 2007, shall continue to receive services on the same terms and conditions as during fiscal year 2007; provided further, that the councils shall enroll any new children receiving services in fiscal year 2009 from the centralized waitlist maintained by the department under terms and conditions to be determined by the department, including but not limited to a maximum rate capped at the seventy-fifth percentile of the regional market rate; provided further, that children receiving services through this allocation shall retain priority status for future services available through the department upon attaining the age of 5; provided further, that the commissioner of the department of early education and care may transfer funds to this item from items 3000-1000 and 3000-4050, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means at least 30 days before the transfer; provided further, that not more than 3 percent of any item may be transferred in fiscal year 2009;	

	provided further, that said plan shall be forwarded to the house and senate chairs of the joint committee on education, the chairs of the house and senate ways and means committees, and the secretary of administration and finance; provided further, that the department shall maintain not less than the same number of vouchers funded in fiscal year 2008; and provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town, or regional school district and held in a separate account and shall be expended by the school committee of such city, town, or regional school district without municipal appropriation, notwithstanding any general or special law to the contrary .....	213,569,917
3000-5000	For grants to head start programs; provided, that funds from this item may be expended on early head start programs ...	10,000,000
3000-5075	For the Massachusetts Universal Pre-Kindergarten Program established under chapter 15D of the General Laws; provided, that funds from this item shall be expended on grants to improve the quality of and expand access to preschool programs and services to children from the age of 2 years and 9 months until they are kindergarten eligible, through a mixed system of service delivery including public, private, non-profit and for-profit preschools, child care centers, nursery schools, preschools operating within public and private schools and school districts, head start programs, independent and system-affiliated family child care homes; provided further, that funds shall be awarded directly to programs; provided further, that in awarding grant funds under this program, preference shall be given to establishing preschool classrooms in towns and cities with schools and districts at risk of or determined to be under-performing in accordance with sections 1J and 1K of chapter 69, schools and districts which have been placed in the accountability status of identified for improvement, corrective action, or restructuring pursuant to departmental regulations, or which have been designated commonwealth priority schools or commonwealth pilot schools pursuant to said regulations, schools or districts with a high percentage of students scoring in levels 1 and 2 on the MCAS exams, or programs which serve children not less than 50 per cent of whom are from families earning at or below 85 per cent of the state median income; provided further, that funds may also be used to leverage and enhance community-wide capacity building efforts within statewide parameters established by the board; provided further, that all programs designated as Massachusetts Universal Pre-Kindergarten Program participants shall meet high program quality standards including those outlined in the Early Childhood Program Standards for Three and Four Year Olds and the Guidelines for Preschool Learning Experiences, and including appropriate standards for teacher and staff quality, teacher to child ratios and group size, age-appropriate curriculum and child assessment practices, kindergarten readiness assessments, comprehensive services like health and	

dental screenings and mental health supports where needed, transition to kindergarten policies, and program evaluation; provided further, that any newly-funded programs designated as Massachusetts Universal Pre-Kindergarten Program participants must have been accredited by the National Association for the Education of Young Children, the New England Association of Schools and Colleges, the National Association of Family Child Care or a Child Development Associate (CDA) credential or higher; provided further, that funds may be expended on programs working towards the designation of being a Massachusetts Universal Pre-Kindergarten Program participant; provided further, that programs shall have in place an assessment tool approved by the department, including but not limited to: Work Sampling, High Scope Child Observation Record, Creative Curriculum Developmental Continuum, or Ages and Stages; provided further, that remaining funds available after grants are made to eligible programs may be expended on programs working towards the designation of being a Massachusetts Universal Pre-Kindergarten Program participant; provided further, that the grant program shall be sufficiently flexible to serve families with various work schedules; provided further, that programs receiving grant funds may use the funds to enhance teacher and staff quality and compensation, enhance program ability to interpret and use assessment data effectively, enhance developmentally appropriate practice, incorporate ancillary services into the program, facilitate or provide access to wrap-around services for working families, or to increase capacity to expand access to age-eligible children on the centralized waitlist maintained by the department; provided further, that preference shall be given in awarding grants to those programs which demonstrate affordability for middle class and working class parents according to standards to be developed by the department; and provided further, that any payment made under any such grant with a school district shall be deposited with the treasurer of such city, town, or regional school district and held as a separate account and shall be expended by the school committee of such city, town, or regional school district without municipal appropriation, notwithstanding any general or special law to the contrary .....

12,138,739

3000-6000 For grants to early education and care providers in the commonwealth for the costs associated with accreditation by the National Association for the Education of Young Children, the National Association for Family Child Care, or such other accreditation agencies approved by the board; provided, that funds shall be distributed by the department with approval of the board; provided further, that eligible recipients for such grants shall include community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, licensed child care providers, and child care resource and referral centers; provided further, that the department shall work with community partnership coun-

	cils and child care resource and referral centers to identify applicants who are highly talented providers capable of meeting the rigorous accreditation requirements of these agencies; and provided further, that, in order to ensure continuity in the accreditation process, the department shall provide continuation grants without further application to any local council which received funds last year, and which are engaged in ongoing accreditation projects ..	1,738,739
3000-6050	For grants to provide professional development for early education and care providers to be distributed by the department with approval of the board; provided, that eligible recipients for such grants shall include community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, licensed child care providers, and child care resource and referral centers; provided further, that the department shall only approve professional development courses and offerings with proven, replicable results in improving early education and care, and which shall have demonstrated the use of best practices, as determined by the department; provided further, that said professional development courses shall be aligned with core competencies identified by the department and with the Massachusetts Universal Pre-Kindergarten program quality standards; provided further, that the department shall encourage and support early childhood education and care providers to obtain associates and bachelors degrees through the Building Careers program mode; and provided further, that not less than \$250,000 shall be expended for the child development associate scholarships program .....	4,558,000
3000-6075	For early childhood mental health consultation services in early education and care programs in the commonwealth; provided, that preference shall be given to those services designed to limit the number of expulsions and suspensions from said programs; and provided further, that eligible recipients for such grants shall include community partnership councils, municipal school districts, regional school districts, educational collaboratives, head start programs, licensed child care providers, child care resource and referral centers and other qualified entities .....	2,400,000
3000-7000	For statewide neonatal and postnatal home parenting education and home visiting programs for at-risk newborns to be administered by the Children's Trust Fund; provided, that the department shall collaborate with the Children's Trust Fund, whenever feasible and appropriate, to coordinate services provided through this item with services provided through item 3000-7050 in order to ensure that parents receiving services through this item are aware of all opportunities available to them and their children through the department; provided further, that such services shall be made available statewide to parents under the age of 21 years; and provided further, that notwithstanding any general or special law to the contrary, priority for such services shall be given to low-income parents .....	13,192,235

3000-7050	For grants to programs which improve the parenting skills of participants in early education and care programs in the commonwealth; provided, that not less than \$5,395,694 shall be expended on the Mass Family Networks program; provided further, that not less than \$3,050,000 shall be expended for grants for the home-based parenting, family literacy, and school readiness program known as the Parent-Child Home Program; provided further, that the department shall distribute said \$3,050,000 not later than August, 2008 in order to allow a full year of service for families involved in these programs; provided further, that \$1,000,000 shall be made available for matching grants to fund a Reach Out and Read program, to provide books to at-risk children through book distribution programs established in community health centers, medical practices, and hospitals for at-risk children; provided further, that the funds distributed through Reach Out and Read program shall be contingent upon a match of not less than \$1 in private or corporate contributions for every \$1 in state grant funding; and provided further, that the department shall, to the maximum extent feasible, coordinate services provided through this item with services provided through item 3000-7000 in order to ensure that parents receiving services through this item are aware of all opportunities available to them and their children through the department .....	9,505,694
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## EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

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### OFFICE OF THE SECRETARY.

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4000-0050	For the operation of the personal care attendant quality workforce council established under section 29 of chapter 118G of the General Laws .....	705,127
4000-0112	For matching grants to boys' and girls' clubs, YMCA and YWCA organizations, nonprofit community centers, and youth development programs; provided, that the secretary shall award the full amount of each grant to each organization upon commitment of matching funds from the organization; provided further, that the secretary shall report to the house and senate committees on ways and means on the exact amount distributed in fiscal year 2009 by March 1, 2009; provided further, that not less than \$3,200,000 shall be expended for the Massachusetts Alliance of Boys and Girls Clubs; provided further, that an amount not to exceed \$50,000 shall be provided in a matching grant to the Methuen Branch of the Merrimack Valley YMCA; provided further, that not less than \$155,000 shall be expended for the young parents program of the Newton Community Service Centers; provided further, that not less than \$50,000 shall be expended for youth and family programs and improvements at the West Suburban YMCA; provided further, that not less	

than \$100,000 shall be expended for the YMCA of Newburyport; provided further, that not less than \$50,000 shall be expended to the Chelsea YMCA; provided further, that \$125,000 shall be expended for the YMCA of Greater Worcester for the recruitment, implementation and evaluation of the YMCA Men's Health and Families Program; provided further, that not less than \$100,000 shall be expended for the Springfield Day Nursery; provided further, that not less than \$50,000 shall be expended to the Franklin Community Action Corporation for youth services; provided further, that \$100,000 shall be expended for the Nazzaro Recreation Center; provided further, that not less than \$150,000 shall be expended for nonprofit Youth Services in Andover; provided further, that not less than \$50,000 shall be expended for programs at the YWCA of Haverhill; provided further, that not less than \$100,000 be expended for health and wellness programming at the YWCA of Greater Lawrence; provided further, that not less than \$50,000 shall be expended for the Girls Incorporated of Holyoke; provided further, that an amount not to exceed \$34,393 be provided in a matching grant to United Way of Tri-County for services at the Milford Youth Center; provided further, that not less than \$100,000 for Dot-Well youth services and out of school time activities; provided further, that not less than \$100,000 shall be expended for the United Teen Equity Center in Lowell; provided further that not less than \$50,000 shall be expended for a one-time matching grant for the YMCA Cape Cod for building purposes to comply with the American with Disabilities Act; provided further, that not less than \$250,000 shall be expended for program and improvements at Children's Friend and Family Services of Salem and Lynn; provided further, that not less than \$80,000 shall be expended for the public partnership program between the greater Lynn YMCA and YWCA and the public partnership program between the town of Saugus and the Saugus YMCA and YWCA; provided further, that not less than \$40,000 shall be expended for programs at the Fishing Academy, Incorporated; provided further, provided further, that not less than \$5,000 shall be provided for the Gardner Community Action Committee Fellowship Table; provided further, that not less than \$5,000 shall be provided for the Winchendon Community Action Committee Food Bank; and provided further, that not less than \$50,000 shall be expended for the YMCA in East Boston .....

5,044,393

4000-0265

For a primary care workforce development and loan forgiveness grant program at community health centers, for the purpose of enhancing recruitment and retention of primary care physicians and other clinicians at community health centers throughout the Commonwealth; provided, that the grant shall be administered by the Massachusetts League of Community Health Centers in consultation with the secretary of the executive office of health and human services and relevant member agencies; provided further, that the funds shall be matched by other public and private

	funds; and provided further, that the League shall work with said secretary and said agencies to maximize all sources of public and private funds .....	1,700,000
4000-0300	For the operation of the executive office, including the operation of the managed care oversight board; provided, that the executive office shall provide technical and administrative assistance to agencies under the purview of the secretariat receiving federal funds; provided further, that the executive office and its agencies, when contracting for services on the islands of Martha's Vineyard and Nantucket, shall take into consideration the increased costs associated with the provision of goods, services, and housing on said islands; provided further, that the executive office shall monitor the expenditures and completion timetables for systems development projects and enhancements undertaken by all agencies under the purview of the secretariat, and shall ensure that all measures are taken to make such systems compatible with one another for enhanced interagency interaction; provided further, that the executive office shall continue to develop and implement the common client identifier; provided further, that the executive office shall ensure that any collaborative assessments for children receiving services from multiple agencies within the secretariat shall be performed within existing resources; provided further, that funds appropriated in this item shall be expended for the administrative, contracted services and non- personnel systems costs related to the implementation and operation of programs authorized by sections 9A to 9C, inclusive, and sections 16B and 16C of chapter 118E of the General Laws; provided further, that the costs shall include, but not be limited to, pre-admission screening, utilization review, medical consultants, disability determination reviews, health benefit managers, interagency service agreements, the management and operation of the central automated vendor payment system, including the recipient eligibility verification system, vendor contracts to upgrade and enhance the central automated vendor payment system, the Medicaid management information system and the recipient eligibility verification system MA21, costs related to the information technology chargebacks, contractors responsible for system maintenance and development, personal computers and other information technology equipment; provided further that not less than \$500,000 will be made available for supplemental payments to one or more of the three largest Medicaid participating licensed non-profit chronic and rehabilitation hospitals with less than 500 beds, with Medicaid participation measured and ranked by the number of Medicaid days in the most recently completed fiscal year, but excluding for purposes of this clause any of such hospitals that are authorized to receive supplemental payments pursuant to line items 4000-0500 and 4000-0600; provided further, that 50 per cent of the cost of provider point of service eligibility verification devices purchased shall be assumed by the providers utilizing the devices; provided	

further, that the executive office shall assume the full cost of provider point of service eligibility verification devices utilized by any and all participating dental care providers; provided further, that in consultation with the division of health care finance and policy, no rate increase shall be provided to existing Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act to ensure that rates of payment to providers do not exceed such rates as are necessary to meet only those costs which must be incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, for the creation of an Office of Health Equity within the Executive Office of Health and Human Services; provided further, the office may prepare an annual health disparities report card with regional disparities data, evaluate effectiveness of interventions, and replicate successful programs across the state; provided, further, the office shall work with a disparities reduction program with a focus on supporting efforts by community-based health agencies and community health workers to eliminate racial and ethnic health disparities, including efforts addressing social factors integral to such disparities; provided further, that expenditures for the purposes of each item appropriated for the purpose of programs authorized by chapter 118E of the General Laws shall be accounted for according to such purpose on the Massachusetts management accounting and reporting system not more than 10 days after the expenditures have been made by the Medicaid management information system; provided further, that no expenditures shall be made for the purpose of programs that are not federally reimbursable, except as specifically authorized herein, or unless made for cost containment efforts the purposes and amounts of which have been submitted to the house and senate committees on ways and means 30 days prior to making such expenditures; provided further, that the executive office shall not reduce the outpatient rates for any specialty hospital which limits its admissions to patients under active diagnosis and treatment of the eyes, ears, nose, and throat, below that which was granted during hospital fiscal year 2005; provided further, that the executive office may continue to recover provider overpayments made in the current and prior fiscal years through the Medicaid management information system, and that the recoveries shall be considered current fiscal year expenditure refunds; provided further, that the executive office may collect directly from a liable third party any amounts paid to contracted providers under chapter 118E of the General Laws for which the executive office later discovers another third party is liable if no other course of recoupment is possible; provided further, that no funds shall be expended for the purpose of funding interpretive services directly or indirectly related to a settlement or resolution agreement, with the office of civil rights or any other office, group or entity; provided further, that interpretive services currently provided shall not give rise to enforceable legal rights for any party or to an enforceable

entitlement to interpretive services; provided further, that the federal financial participation received from claims filed for the costs of outreach and eligibility activities performed at certain hospitals or by community health centers which are funded in whole or in part by federally permissible in-kind services or provider donations from the hospitals or health centers, shall be credited to this item and may be expended without further appropriation in an amount specified in the agreement with each donating provider hospital or health center; provided further, that notwithstanding section 1 of chapter 118G of the General Laws or any general or special law to the contrary, for fiscal year 2008 the definition of a 'pediatric specialty unit' shall mean an acute care hospital with a burn center verified by the American Burn Center and the American College of Surgeons and a level 1 trauma center for pediatrics verified by the American College of Surgeons or a pediatric unit of an acute care hospital in which the ratio of licensed pediatric beds to total licensed hospital beds as of July 1, 1994, exceeded 0.20; provided further, that in calculating that ratio, licensed pediatric beds shall include the total of all pediatric service beds, and the total of all licensed hospital beds shall include the total of all licensed acute care hospital beds, consistent with Medicare's acute care hospital reimbursement methodology as put forth in the Provider Reimbursement Manual Part 1, Section 2405.3G; provided further, that a hospital with a unit designated as a pediatric specialty unit, or an acute care hospital with a burn center verified by the American Burn Center and the American College of Surgeons and a level 1 trauma center for pediatrics verified by the American College of Surgeons as defined in this item shall be exempt from the inpatient and outpatient efficiency standards being applied to their rate methodology; provided further, that in calculating rates of payment for children enrolled in MassHealth receiving inpatient services at acute care pediatric hospitals and pediatric subspecialty units as defined in section 1 of chapter 118G of the General Laws, the executive office shall make a supplemental payment, if necessary, sufficient to assure that inpatient SPAD and outlier payments for discharges with a case mix acuity greater than 3.5 shall be at least equal to 85 per cent of the expenses incurred in providing services to those children; provided further, that the executive office shall not reduce the payment rates by no less than 75% for any specialty hospital which limits its services to patients under active diagnosis and treatment of cancer below that which was granted in the previous year; provided further, that notwithstanding any general or special law to the contrary, the executive office shall require the commissioner of mental health to approve any prior authorization or other restriction on medication used to treat mental illness in accordance with written policies, procedures and regulations of the department of mental health; provided further, that the secretary shall ensure that supplemental Medicaid rates required pursuant to

section 128 of chapter 58 of the acts of 2006 are implemented in fiscal year 2009; provided further, that the secretary shall ensure that all Medicaid benefit restorations, program expansions, and rate increases required pursuant to chapter 58 of the acts of 2006 are implemented in fiscal year 2009; provided further, that the executive office shall include smoking and tobacco use cessation treatment and information within MassHealth covered services pursuant to section 108 of chapter 58 of the acts of 2006; provided further, that the executive office shall develop a process whereby all participating providers who have signed the Virtual Gateway Services Agreement shall have access to the contents of the consolidated summary of any individual's application submitted through the virtual gateway; provided further, that said information access shall comply with all HIPPA requirements and state privacy laws; provided further, that not later than September 1, 2008, the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing planned fiscal year 2009 expenditures by the executive office as funded by chargebacks to the 17 executive office cluster agencies; and provided further, that any projection of deficiency in item 4000-0320, 4000-0430, 4000- 0500, 4000-0600, 4000-0700, 4000-0870, 4000-0875, 4000- 0880, 4000-0890, 4000-0891, 4000-0895, 4000-0990, 4000-1400 or 4000-1405, shall be reported to the house and senate committees on ways and means not less than 90 days before the projected exhaustion of funding and that any unexpended balance in these accounts shall revert to the General Fund on June 30, 2009 .....

145,322,356

4000-0301 For the costs of MassHealth provider and member audit and utilization review activities including, but not limited to, eligibility verification, disability evaluations, provider financial and clinical audits and other initiatives intended to enhance program integrity .....

2,225,904

4000-0320 The executive office may expend an amount not to exceed \$225,000,000 from the monies received from recoveries of any current or prior year expenditures and collections from liens, estate recoveries, third party recoveries, drug rebates, accident and trauma recoveries, case mix recoveries, computer audits, insurance recoveries, provider overpayment recoveries, bankruptcy settlements, Masspro and Healthpro refunds, medicaid fraud returns, data match returns, Medicare appeals, and program and utilization review audits; provided, that additional categories of recoveries and collections, including the balance of any personal needs accounts collected from nursing and other medical institutions upon a recipient's death and held by the executive office for more than 3 years, may, notwithstanding any general or special law to the contrary, be credited to this item; provided further, that any revenues collected by the division that are not attributable to the aforementioned categories shall be deposited in the General Fund and shall be tracked separately; provided

further, that additional categories of recoveries and collections may be credited to this item after providing written notice to the house and senate committees on ways and means; provided further, that no funds from this item shall be used for the purposes of item 4000-0300; provided further, that expenditures from this item shall be limited solely to payments for the provision of medical care and assistance rendered in the current fiscal year; and provided further, that the executive office shall file quarterly with the house and senate committees on ways and means, a report delineating the amount of current year rebates from pharmaceutical companies or other current year collections which are being used to supplement current year expenditures .....

225,000,000

- 4000-0352 For MassHealth enrollment outreach grants to public and private nonprofit groups to be administered by the executive office in consultation with the Health Care Reform Outreach and Education Unit; provided, that grants shall be awarded to groups statewide, including areas in which the United States Census deems there exists a high percentage of uninsured individuals and areas in which there are limited health care providers; provided further, that funds shall be awarded as grants to community and consumer-focused public and private nonprofit groups to provide enrollment assistance, education and outreach activities directly to consumers who may be eligible for MassHealth, the Commonwealth Care Program, or the Commonwealth Choice Program, and who may require individualized support due to geography, ethnicity, race, culture, immigration or disease status and representative of communities throughout the commonwealth; provided further, that funds shall be allocated to provide informational support and technical assistance to recipient organizations and to promote appropriate and effective enrollment activities through the statewide health access network; provided further, that not less than \$350,000 shall be allocated to Community Partners, Inc. of Amherst, to provide online informational support and technical assistance to recipient organizations and to promote appropriate and effective enrollment activities through its statewide health access network; provided further, that the cost of information support and technical assistance shall not exceed 10 per cent of the appropriation and shall not be used to defray current state obligations to provide this assistance; provided further, that in awarding said grants, the executive office of health and human services, in consultation with the Health Care Reform Outreach and Education Unit, shall provide written guidance to selected grantees with specific strategies of how to expend funds in the most efficient manner to target populations and avoid duplication of activities, including examples of best practices among prior year outreach grant recipients; and provided further, that the secretary shall report to the house and senate committees on ways and means on the exact amounts distributed in fiscal year 2008 by February 1, 2008, and the extent to

	which any portion of resulting expenditures are eligible for federal reimbursement .....	3,500,000
4000-0355	For the operation of a health care quality and cost council established pursuant to section 16K of chapter 6A of the General Laws to promote high-quality, cost-effective, patient-centered care .....	1,888,616
4000-0430	For the commonhealth program to provide primary and supplemental medical care and assistance to disabled adults and children under sections 9A, 16 and 16A of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that the executive office shall maximize federal reimbursement for state expenditures made on behalf of such adults and children; provided further, that children shall be determined eligible for the medical care and assistance if they meet the disability standards as defined by the executive office, which standards shall be no more restrictive than the standards in effect on July 1, 1996; and provided further, that the executive office shall process commonhealth applications within 45 days of receipt of a completed application or within 90 days if a determination of disability is required .....	111,900,000
4000-0500	For health care services provided to medical assistance recipients under the executive office's primary care clinician/mental health and substance abuse plan or through a health maintenance organization under contract with the executive office and for MassHealth benefits provided to children, adolescents and adults under clauses (a), (b), (c), (d) and (h) of subsection (2) of section 9A and section 16C of chapter 118E of the General Laws; provided, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceeds 150 per cent of the federal poverty level; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that expenditures from this item shall be made only for the purposes expressly stated herein; provided further, that not less than \$2,000,000 shall be expended to an acute care hospital located in Holyoke that provides clinical training programs for nurses, allied health professionals and technicians through affiliations with community colleges and private universities; provided further, that the secretary of health and human services and the commissioner of mental health shall report quarterly to the house and senate committees on ways and means relative to the performance of the managed care organization under contract with the executive office to administer the mental health and substance abuse benefit; provided further, that such quarterly reports shall include, but not be limited to, analyses of utilization trends, quality of care and costs across all service categories and modalities of care purchased from providers	

through the mental health and substance abuse program, including those services provided to clients of the department of mental health; provided further, that not less than \$10,000,000 shall be expended for disproportionate share payments for inpatient services provided at pediatric specialty hospitals and units, including pediatric chronic and rehabilitation long-term care hospitals as allowable under federal law; provided further, that in conjunction with the new Medicaid management information system project, said executive office shall continue to study the feasibility of modifying its claim payment system, in collaboration with the MassHealth behavioral health contractor, to routinely process for payment valid claims for medically necessary covered medical services to eligible recipients with psychiatric and substance abuse diagnoses on a timely basis in an effort to avoid delay and expenses incurred by lengthy appeals processes; and provided further, that said secretary shall report to the house and senate committee on ways and means any proposed modifications to said payment system, and a timeline of steps to be taken to implement said modifications .....

3,131,135,000

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## EXECUTIVE OFFICE OF ELDER AFFAIRS.

4000-0600 For health care services provided to MassHealth members who are seniors, and for the operation of the senior care options program under section 9D of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to these recipients in prior fiscal years; provided further, that funds shall be expended for the 'community choices' initiative; provided further, that no payment for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that benefit for this demonstration project shall not be reduced below the services provided in fiscal year 2008; provided further, that the eligibility requirements for this demonstration project shall not be more restrictive than those established in fiscal year 2008 provided further, that the executive office of health and human services shall submit a report to the house and senate committees on ways and means detailing the projected costs and the number of individuals served by the 'community choices' initiative in fiscal year 2009 delineated by the federal poverty level; provided further, that the report shall be submitted not later than February 1, 2009; provided further, that notwithstanding any general or special law to the contrary, not less than \$2,000,000 shall be expended from this item for the purpose of providing an increase to \$65.00 per month in the personal needs allowance for individuals residing in nursing homes and rest homes who are eligible for MassHealth, Emergency Aid to the Elderly Disabled and Children program or Supplemental Security Income; provided further, that notwithstanding any general or special law to the contrary, the regulations, criteria and standards for determining admission to and continued stay in a nurs-

ing home in fiscal year 2009 shall not be more restrictive than those regulations, criteria and standards in effect on January 1, 2004 until the executive office of health and human services and the executive office of elder affairs submit a multi-year plan to the house and senate committees on ways and means and the joint committee on health care financing detailing the suggested timeline for phasing in changes to nursing home clinical criteria, provided that these changes shall not adversely affect current nursing home residents and shall not jeopardize the effectiveness of the 2176 home and community based waiver; provided further, care management under section 3 of chapter 211 of the Acts of 2006 shall be implemented through Aging & Disability Resource Consortiums, which shall include a combination of one or more Aging Services Access Points and Independent Living Consortiums; provided further, that notwithstanding any general or special law to the contrary, for any nursing home or non-acute chronic disease hospital that provides kosher food to its residents, the department, in consultation with the division, in recognition of the unique special innovative program status granted by the executive office, shall continue to make the standard payment rates established in fiscal year 2006 to reflect the high dietary costs incurred in providing kosher food; provided further, that funds shall be expended for the purpose of a housing with services demonstration project known as the 'Caring Homes' initiative designed to delay or prevent nursing home placement by providing care-giving services to an elder; provided further, that under said demonstration project, eligible MassHealth enrollees shall be able to live in the home of an individual or relative, with the exception of spouses and dependent children, to provide for their long term supports, pursuant to regulations promulgated by said executive office; and provided further in fiscal year 2009, the division of healthcare finance and policy shall expend \$45,000,000 for nursing home rates .....

2,166,860,000

4000-0640 For nursing facility Medicaid rates; provided, that notwithstanding any general or special law to the contrary, in fiscal year 2009 the division of health care finance and policy shall establish nursing facility Medicaid rates that cumulatively total \$288,500,000 more than the annual payment rates established by the division under the rates in effect as of June 30, 2002; provided further, that the division shall adjust per diem rates to reflect any reductions in Medicaid utilization; provided further, that the payments made pursuant to this line item shall be allocated in the following manner in fiscal year 2009: (1) effective July 1, 2008, an annual amount of \$99,000,000 in the aggregate to fund the use of 2000 base year cost information for rate determination purposes; provided, that not more than \$9,000,000 of this amount shall be expended for purposes of reimbursing nursing facilities for up to 10 bed hold days for patients of the facility on medical and non-medical leaves of absence; (2) effective July 1, 2008, an annual amount of \$122,500,000 for

enhanced payment rates to nursing homes; (3) effective July 1, 2008, an annual amount of \$50,000,000 to fund a rate add-on for wages, hours and benefits and related employee costs of direct care staff of nursing homes; provided further, that as a condition for such a rate add-on, the division shall require that each nursing home document to the division that such funds are spent only on direct care staff by increasing the wages, hours and benefits of direct care staff, increasing the facility's staff-to-patient ratio, or by demonstrably improving the facility's recruitment and retention of nursing staff to provide quality care, which shall include expenditure of funds for nursing facilities which document actual nursing spending that is higher than the median nursing cost per management minute in the base year used to calculate Medicaid nursing facility rates; provided further, that a facility's direct care staff shall include all nursing personnel including registered nurses, licensed practical nurses, and certified nurses' aides hired by the facility from any temporary nursing agency or nursing pool registered with the department of public health; provided further, that the division shall credit wage increases that are over and above any previously collectively bargained wage increases; provided further, that in monitoring compliance for this rate add-on, the division's regulations shall adjust any spending compliance test to reflect any Medicaid nursing facility payment reductions, including, but not limited to, rate reductions imposed on or after October 1, 2002; provided further, that the expenditure of these funds shall be subject to audit by the division in consultation with the department of public health and the executive office of health and human services; provided further, that in implementing this section, the division shall consult with the Nursing Home Advisory Council; (4) effective July 1, 2008, an annual amount of \$16,450,000 (a) to fund rate adjustments for reasonable capital expenditures by nursing homes, giving priority to nursing homes located or constructed in under-bedded areas as determined by the executive office, in consultation with the division, that meet quality standards established by the executive office of health and human services in conjunction with the department of public health and the division for the purposes of encouraging the upgrading and maintenance of quality of care in nursing homes; and (b) to fund rate adjustments to eligible nursing homes that meet utilization standards established by the executive office of health and human services in conjunction with the division for the purpose of reducing unnecessary nursing home admissions and facilitating the return of nursing home residents to non-institutional settings; provided further, that to the extent that the annual amount of \$16,450,000 in this clause is not fully allocated, the division shall first provide operating or capital rate adjustments for publicly operated, urban and geographically-isolated nursing homes; (5) \$300,000 for the purposes of an audit of funds distributed under clause (3); provided further, that the division, in consultation with the

	<p>department of public health and with the assistance of the executive office of health and human services, shall establish penalties sufficient to deter noncompliance to be imposed against any facility that expends any or all monies in violation of clause (3), including but not limited to recoupment, assessment of fines or interest; provided further, that the division shall report to the house and senate committees on ways and means not later than October 1, 2008, a preliminary analysis of funds expended under this subsection in fiscal year 2008 and a description and timeline for auditing of these funds; (6) \$250,000 to fund expenses of the division related to the implementation and administration of section 25 of chapter 118G of the General Laws; and provided further, (7) an amount sufficient to implement section 622 of chapter 151 of the acts of 1996, and provided further, that any additional funds that may become available through this item due to decreased Medicaid utilization shall first fund a per-diem rate add-on for large Medicaid providers as specified in 114.2 CMR 6.06 (10)(a), as in effect on September 1, 2003 and then fund further enhanced rates to nursing homes.....</p>	288,500,000
4000-0650	<p>For community-based services for elderly and disabled individuals under 65 provided under the Community First section 1115 demonstration waiver or for costs necessary to prepare for or implement the waiver .....</p>	15,000,000
4000-0700	<p>For health care services provided to medical assistance recipients under the executive office's health care indemnity/ third party liability plan and medical assistance recipients not otherwise covered under the executive office's managed care or senior care plans, and for MassHealth benefits provided to children, adolescents and adults under clauses (a), (b), (c), (d) and (h) of subsection (2) of section 9A and section 16C of chapter 118E of the General Laws; provided, that no funds shall be expended from this item for children and adolescents under clause (c) of said subsection (2) of said section 9A of said chapter 118E whose family incomes, as determined by the executive office, exceeds 150 per cent of the federal poverty level; provided further, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years; provided further, that no payment for special provider costs shall be made from this item without the prior written approval of the secretary of administration and finance; provided further, that notwithstanding the foregoing, funds may be expended from this item for the purchase of third party insurance including, but not limited to, Medicare for any medical assistance recipient including, but not limited to, seniors; provided further, that the executive office may reduce MassHealth premiums or copayments or offer other incentives to encourage enrollees to comply with wellness goals, the executive office shall report annually to the joint committee on health care financing and the house and senate ways and means on the number of</p>	

	<p>enrollees who met at least 1 wellness goal, any reduction of copayments or premiums, and any other incentives provided because enrollees met wellness goals; provided further, that the executive office shall not, in the fiscal year 2009 fund programs relating to case management with the intention of reducing length of stay for neonatal intensive care unit cases; provided further, that funds may be expended from this item for activities relating to disability determinations or utilization management and review, including patient screenings and evaluations, regardless of whether such activities are performed by a state agency, contractor, agent or provider; provided further, that the executive office shall submit a report to the executive office of administration and finance and the house and senate committees on ways and means not later than March 1, 2009, detailing the activities described in the preceding proviso to be expended from this item during fiscal year 2009; and provided further, that not less than \$10,000,000 shall be expended to pay for an increase in Medicaid rates for community health centers, as defined in section 1 of chapter 118G of the General Laws .....</p>	1,543,580,000
4000-0870	<p>For health care services provided to adults participating in the medical assistance program pursuant to clause (g) of subsection (2) of section 9A of chapter 118E of the General Laws; provided, that funds may be expended from this item for health care services provided to the recipients in prior fiscal years .....</p>	122,700,000
4000-0875	<p>For the provision of benefits to eligible women who require medical treatment for either breast or cervical cancer in accordance with 1902(a)(10)(A)(ii)(XVIII) of the Breast and Cervical Cancer Prevention and Treatment Act of 2000, Public Law 106-354, and in accordance with section 10D of chapter 118E of the General Laws; provided, that the executive office shall provide those benefits to women whose income, as determined by the executive office, does not exceed 250 per cent of the federal poverty level, subject to continued federal approval; provided further, that eligibility for the benefits shall be extended solely for the duration of the cancerous condition; provided further, that before the provision of any benefits covered by this item, the executive office shall require screening for either breast or cervical cancer at the comprehensive breast and cervical cancer early detection program operated by the department of public health, in accordance with item 4570-1512 of section 2D; and provided further, that funds may be expended from this item for health care services provided to these recipients in prior fiscal years .....</p>	5,500,000
4000-0880	<p>For MassHealth benefits under clause (c) of subsection (2) of section 9A and section 16C of chapter 118E of the General Laws as amended by chapter 58 of the acts of 2006 for children and adolescents whose family incomes as determined by the executive office are above 150 per cent of the federal poverty level; provided, that funds may be expended from this item for health care services provided to the children and adolescents in prior fiscal years .</p>	211,100,000

4000-0890	For the cost of health insurance premium subsidies paid to employees of small businesses participating in the insurance reimbursement program under section 9C of chapter 118E of the General Laws, as amended by chapter 58 of the acts of 2006 .....	40,300,000
4000-0891	For the cost of health insurance subsidies paid to employers participating in the insurance reimbursement program under section 9C of chapter 118E of the General Laws; provided, that the executive office shall directly market the program to private human service providers that deliver human and social services under contract with departments within the executive office and the executive office of elder affairs for the purpose of mitigating health insurance costs to the employers and their employees; provided further, that the executive office of health and human services shall report quarterly to the house and senate committees on ways and means and the executive office of administration and finance monthly expenditure data for the program, including the total number of employers participating in the program, the percentage of the employers who purchased health insurance for employees prior to participating in the program and total monthly expenditures delineated by payments to small employers and self-employed persons for individual, 2-person family and family subsidies; and provided further, that the executive office of health and human services shall seek federal reimbursement for the payments to employers .....	5,200,000
4000-0895	For the healthy start program to provide medical care and assistance to pregnant women and infants residing in the commonwealth pursuant to section 10E of chapter 118E of the General Laws; provided, that the executive office shall no later than February 14, 2009, report annually to the house and senate committees on ways and means on the population served by the program delineated by the federal poverty level; and provided further, that funds may be expended from this item for health care services provided to these persons in prior fiscal years .....	19,400,000
4000-0990	For the children's medical security plan to provide primary and preventive health services for uninsured children from birth through age 18; provided, that the executive office shall prescreen enrollees and applicants for Medicaid eligibility; provided further, that no applicant shall be enrolled in the program until the applicant has been denied eligibility for the MassHealth program; provided further, that the MassHealth benefit request shall be used as a joint application to determine the eligibility for both MassHealth and the children's medical security plan; provided further, that the executive office shall maximize federal reimbursements for state expenditures made on behalf of the children; provided further, that the executive office shall expend all necessary funds from this item to ensure the provision of the maximum benefit levels for this program, as authorized by section 10F of chapter 118E of the General Laws; provided further, that the maximum benefit levels for this program shall be made avail-	

	able only to those children who have been determined by the executive office to be ineligible for MassHealth benefits; and provided further, that funds may be expended from this item for health care services provided to these persons in prior fiscal years .....	16,500,000
4000-1400	For the purposes of providing MassHealth benefits to persons with a diagnosis of human immunodeficiency virus with incomes up to 200 per cent of the federal poverty level; provided, that funds may be expended from this item for health care services provided to these persons in prior fiscal years .....	16,590,000
4000-1405	For the operation of a program of preventive and primary care for chronically unemployed persons who are not receiving unemployment insurance benefits and who are not eligible for medical assistance but who are determined by the executive office of health and human services to be long-term unemployed; provided, that such persons shall meet the eligibility requirements established under the MassHealth program as established in section 9A of chapter 118E of the General Laws; provided further, that persons eligible under subsection (7) of section 16D of chapter 118E shall be also eligible to receive benefits under this item; provided further, that the income of such persons shall not exceed 100 per cent of the federal poverty level; provided further, that said eligibility requirements shall not exclude from eligibility persons who are employed intermittently or on a non-regular basis; provided further, that the provision of care to such persons under this program may, taking into account capacity, continuity of care, and geographic considerations, be restricted to certain providers; provided further, that the secretary is hereby authorized to limit or close enrollment if necessary in order to ensure that expenditures from this item do not exceed the amount appropriated herein; provided, however, that no such limitation shall be implemented unless the secretary has given 90 days notice to the house and senate committees on ways and means and the joint committee on health care financing; and provided further, that funds may be expended from this item for health care services provided to recipients in prior fiscal years .....	304,600,000
4000-1420	For the purposes of making payment to the federal Centers for Medicare and Medicaid Services in compliance with Title XIX of the Social Security Act, as amended by the Medicare Prescription Drug Improvement and Modernization Act of 2003 .....	238,900,000
4003-0122	For a Citizenship for New Americans Program to assist legal permanent residents in the commonwealth in becoming citizens of the United States; provided, that the office for refugees and immigrants be charged with administering the program; provided further, that said program shall be provided through community-based organizations to the maximum extent possible as determined by the office for refugees and immigrants; provided further, that the pro-	

gram funded by this item provides assistance to persons who are within 3 years of eligibility to become citizens of the United States; and provided further, that services shall be designed to include: ESOL/civics classes, citizenship application assistance, interview preparation and support services such as interpretation and referral services .....

600,358

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#### **DIVISION OF HEALTH CARE FINANCE AND POLICY.**

4100-0060 For the operation of the division and the administration of the health safety net trust fund established pursuant to chapter 118G of the General Laws; provided, that notwithstanding any general or special law to the contrary, the assessment to acute hospitals authorized pursuant to section 5 of said chapter 118G for the estimated expenses of the division shall include in fiscal year 2009, the estimated expenses, including indirect costs, of the division and shall be equal to the amount appropriated in this item less amounts projected to be collected in fiscal year 2009 from: (a) filing fees; (b) fees and charges generated by the division's publication or dissemination of reports and information; and (c) federal financial participation received as reimbursement for the division's administrative costs; provided further, that the assessed amount shall not be less than 65 per cent of the total expenses appropriated for the division in the health safety net office; provided further, that the division shall promulgate regulations requiring all hospitals receiving payments from the health safety net fund to report to the division the following utilization information: the number of inpatient admissions and outpatient visits by age category, income category, diagnostic category and average charge per admission; provided further, that the division shall submit quarterly to the house and senate committees on ways and means a summary report compiling said data; provided further, that the division, in consultation with the executive office of health and human services, shall not promulgate any increase in Medicaid provider rates without taking all measures possible under Title XIX of the Social Security Act or any successor federal statute to ensure that rates of payment to providers do not exceed such rates as are necessary to meet only those costs incurred by efficiently and economically operated providers in order to provide services of adequate quality; provided further, that the division shall meet the reporting requirements of section 25 of chapter 203 of the acts of 1996; provided further, that funds may be expended for the purposes of a survey and study of the uninsured and underinsured in the commonwealth, including the health insurance needs of the residents of the commonwealth; provided further, that said study shall examine the overall impact of programs administered by the executive office of health and human services on the uninsured, the underinsured, and the role of employers in assisting their employees in affording health insurance pursuant to section 23 of chapter 118G of the General Laws; provided further, that the division shall publish

annual reports on the financial condition of hospitals and other health care providers through the Health Benchmarks project website, in collaboration with the executive office of health and human services, the office of the attorney general, and the University of Massachusetts; provided further, that the division shall submit to the house and senate committees on ways and means and the joint committee on health care financing; not later than December 6, 2008, a report detailing utilization of the health safety net trust fund; provided further, that the report shall include: (a) the number of persons in the commonwealth whose medical expenses were billed to the pool in fiscal year 2008; (b) the total dollar amount billed to the pool in fiscal year 2008; (c) the demographics of the population using the pool; and (d) the types of services paid for out of the pool funds in fiscal year 2008; provided further, that the division shall include in the report an analysis on hospitals' responsiveness to enrolling eligible individuals into the MassHealth program upon the date of service rather than charging those individuals to the health safety net trust fund; provided further, that the division shall include in the report possible disincentives the state could provide to hospitals to discourage such behavior; provided further, that notwithstanding any general or special law or rule or regulation to the contrary, the division shall not allow any exceptions to the usual and customary charge defining rule as defined in 114.3 CMR 31.02, for the purposes of drug cost reimbursement to eligible pharmacy providers for publicly aided and industrial accident patients; provided further, that the division is hereby authorized to change the pricing standard used by said division when determining the rate of payment to pharmacy providers for prescribed drugs for publicly-aided or industrial accident patients if such a change would financially benefit the commonwealth; provided further, that the division shall prepare a report on the savings realized by the MassHealth Pharmacy Program, for the first 3 months of fiscal year 2009, as a result of the reimbursement rate reductions for multiple source drugs for which upper limits have been set by the federal centers for Medicare and Medicaid services; provided further, that using said data, the division shall also estimate the program savings for fiscal year 2009; provided further, that the division shall forward a copy of this report to the secretary of administration and finance, and to the house and senate committees on ways and means no later than November 15, 2008; and provided further, that the division, after consultation with the secretary and the chairs of the ways and means committees, may adjust pharmacy dispensing fees for multiple source prescription drugs to compensate for any reduction as a result of the upper limits implemented under the Deficit Reduction Act of 2005 .....

17,013,069

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**OFFICE OF DISABILITIES AND  
COMMUNITY SERVICES.**


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**MASSACHUSETTS COMMISSION FOR THE BLIND.**


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4110-0001	For the office of the commissioner; provided, that the commissioner may transfer funds between items 4110-0001, 4110-1000, 4110-1010, 4110-1020, 4110-2000, 4110-3010 and 4110-4000; provided further, that the amount transferred from any of the items stated in this item shall not exceed 5 per cent of the total amount appropriated for that item; provided further, that 30 days before any such transfer, the commissioner shall submit an allocation plan detailing the distribution of the funds to be transferred to the house and senate committees on ways and means; and provided further, that amounts appropriated to the commission in fiscal year 2009 that extend or expand services beyond the level of services provided in fiscal year 2008 shall not annualize above those amounts in fiscal year 2010 .....	1,176,189
4110-1000	For the community services program; provided, that the Massachusetts commission for the blind shall work in collaboration with the Massachusetts commission for the deaf and hard of hearing to provide assistance and services to the deaf-blind community through the deaf-blind community access network; provided further, that not less than \$500,000 shall be expended for the talking information center provided further, that not less than \$450,000 shall be expended for the deaf-blind community access network; provided further, that not less than \$10,000 shall be expended for the Audible Local Ledger of Falmouth; and provided that not less than \$150,000 shall be expended to provide adaptive technology services for school-age children who are blind to ensure increased competence in the use of technological equipment and academic and professional development and self-sufficiency .....	4,553,764
4110-1010	For aid to the adult blind; provided, that funds may be expended from this item for burial expenses incurred in the prior fiscal year .....	8,351,643
4110-1020	For eligibility determination for the medical assistance program for the blind; provided, that the commission shall work with the executive office of health and human services, the department of mental retardation and other state agencies to maximize federal reimbursement for clients so determined through this item including, but not limited to, reimbursement for home and community-based waiver clients .....	365,251
4110-2000	For the turning 22 program of the commission; provided, that the commission shall work in conjunction with the department of mental retardation to secure the maximum amount of federal reimbursements available for the care of turning 22 clients; and provided further, that the commission shall	

	work in conjunction with the department of mental retardation to secure similar rates for contracted residential services .....	10,663,291
4110-3010	For a program of vocational rehabilitation for the blind in cooperation with the federal government; provided, that no funds from the federal vocational rehabilitation grants or state appropriation shall be deducted for pensions, group health and life insurance, or any other such indirect cost of federally reimbursed state employees .....	3,072,488
4110-4000	For the administration of the Ferguson Industries for the Blind; provided, that retired workshop employees shall receive grants equal to 3/4 of the salaries of current workshop employees; and provided further, that any funds received for goods and services purchased by private and public sector entities at Ferguson Industries shall be remitted to the General Fund .....	1,923,538

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**MASSACHUSETTS REHABILITATION COMMISSION.**

4120-1000	For the operation of the commission; provided, that the commissioner may transfer funds between items 4120-1000, 4120-2000, 4120-3000, 4120-4000, 4120-4001, 4120-4010, 4120-5000, and 4120-6000; provided further, that the amount transferred from any of the items stated in this item shall not exceed 5 per cent of the total amount appropriated for that item; provided further, that 30 days before any such transfer, the commissioner shall submit an allocation plan to the house and senate committees on ways and means detailing the distribution of the funds to be transferred; provided further, that amounts appropriated to the commission that extend or expand services beyond the level of services provided in fiscal year 2009 shall not annualize above those amounts in fiscal year 2010; provided further, that the commissioner shall report quarterly to the house and senate committees on ways and means and the secretary of administration and finance on the number of clients served and the amount expended on each type of service; provided further, that upon the written request of the commissioner of revenue, the commission shall provide lists of individual clients to whom or on behalf of whom payments have been made for the purpose of verifying eligibility and detecting and preventing fraud, error and abuse in the programs administered by the commission; and provided further, that the lists shall include client names and social security numbers and payee names and other identification, if different from a client's .....	657,530
4120-2000	For vocational rehabilitation services operated in cooperation with the federal government; provided, that no funds from the federal vocational rehabilitation grant or state appropriation shall be deducted for pensions, group health and life insurance and any other such indirect cost of the federally-reimbursed state employees; provided further, that the commissioner, in making referrals to service providers, shall take into account the client's place of resi-	

	dence and the geographic proximity of the nearest provider to the residence; provided further, that not less than \$100,000 shall be expended on special vocational projects in the Charlestown neighborhood of Boston for people with disabilities; and provided further, that not less than \$100,000 shall be expended for services provided by the Life Focus Center in the Charlestown neighborhood of Boston .....	10,957,697
4120-3000	For employment assistance services; provided, that vocational evaluation and employment services for severely disabled adults may, subject to appropriation, be provided; provided further, that not less than \$100,000 shall be expended on special projects in the Charlestown neighborhood of Boston for people with disabilities; and provided further, that not less than \$100,000 shall be expended for the Charlestown Navy Yard project for disabled adults in the Charlestown neighborhood of Boston .....	8,562,927
4120-4000	For independent living assistance service; provided further, that \$3,840,000 shall be expended for the independent living centers contracted with the commission; provided, that not less than \$949,295 shall be expended for assistive technology devices and training for individuals with severe disabilities; provided further, that not less than \$200,000 shall be expended for the SHARE Foundation at the University of Massachusetts at Dartmouth; provided further, that not less than \$100,000 shall be expended for the Joseph F. Timilty Adult Day Health and Memory Loss Center; and provided further, that not less than \$25,000 shall be expended on Living Independently for Equality, Inc. of Brockton for the operation of participants to meet other physically challenged individuals and take part in a number of therapeutic activities .....	12,400,937
4120-4001	For the housing registry for the disabled .....	88,889
4120-4010	For services to clients of the department who turn 22 years of age; provided, that the amount appropriated in this item shall not annualize to more than \$1,572,888 in state fiscal year 2010 .....	786,444
4120-5000	For homemaking services .....	5,816,514
4120-6000	For head injured services; provided, that the commission shall work with the executive office of health and human services to maximize federal reimbursement for clients receiving head injured services; provided further, that the commission shall expend funds on a 24-hour basis for persons with severe head injuries in western Massachusetts; provided further, that not less than \$100,000 shall be expended for the Cape Cod head injury program .....	10,852,243

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**MASSACHUSETTS COMMISSION FOR THE DEAF AND  
HARD OF HEARING.**

4125-0100	For the operation of and services provided by the Massachusetts commission for the deaf and hard of hearing .....	5,776,039
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4125-0102	For the costs associated with the provision of interpreter services for the deaf and hard of hearing at state house public hearings and events .....	12,120
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## OFFICE OF DISABILITIES AND COMMUNITY SERVICES.

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### SOLDIERS' HOME IN MASSACHUSETTS.

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4180-0100	For the maintenance and operation of the Soldiers' Home in Massachusetts located in the city of Chelsea, including a specialized unit for the treatment of Alzheimer's disease patients; provided, that graduates from the LPN school of nursing shall work in state-operated facilities for at least 1 year; provided further, that no fee, assessment or other charge shall be imposed upon or required of any person for any outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in fiscal year 2008; and provided further, that no new fee, assessment or other charge shall be implemented in fiscal year 2009 .....	26,968,587
4180-1100	The Soldiers' Home in Massachusetts may expend not more than \$300,661 in revenues for facility maintenance and patient care, including personnel costs; provided, that 60 per cent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws through the purchase of license plates with the designation VETERAN by eligible veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost associated with the license plates, shall be deposited into and for the purposes of this retained revenue account of the Soldiers' Home; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued .....	300,661

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### SOLDIERS' HOME IN HOLYOKE.

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4190-0100	For the maintenance and operation of the Soldiers' Home in Holyoke, including the adult day care program, the Maguder House and the Chapin Mansion; provided, that no fee, assessment or other charge shall be imposed upon or required of any person for any outpatient treatment, admission or hospitalization which exceeds the amount of fees charged in fiscal year 2008; provided further, that no new fee, assessment or other charge shall be implemented in fiscal year 2009 except those associated with the use of telephones and televisions; and provided further, that in the operation of the outpatient pharmacy, the Soldiers' Home shall cover the cost of drugs prescribed at the Sol-	
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	diers' Home, excluding the required co-payment, only when the veteran has no access to other drug insurance coverage, including coverage through the program authorized by section 39 of chapter 19A of the General Laws ...	20,307,499
4190-0102	The Soldiers' Home in Holyoke may expend for the outpatient pharmacy program an amount not to exceed \$225,000 from co-payments which it may charge to users of the program; provided, that no co-payments shall be imposed or required of any person which exceed the level of co-payments charged in fiscal year 2007; provided further, that no funds appropriated in this item shall be expended until the superintendent has submitted a report to the secretary and the house and senate committees on ways and means detailing projected expenditures for fiscal years 2008 and 2009 and any and all assumptions used to project outpatient pharmacy spending for the outpatient pharmacy program from this item and item 4190-0100 by September 1, 2008; provided further, that said superintendent shall submit a report to said secretary and the house and senate committees on ways and means that shall include, but not be limited to, demographic information on said outpatient pharmacy users, including age and insurance status, utilization information for the outpatient pharmacy, including the number of generic prescriptions filled, the number of brand name prescriptions filled, the number of 30-day supplies of generic drugs dispensed, the number of 30-day supplies of brand name drugs dispensed, and a description of said Soldiers' Home's drug utilization review program for the first 2 quarters of fiscal year 2009; provided further, that said report shall be submitted not later than January 16, 2009; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	150,805
4190-0200	The Soldiers' Home in Holyoke may expend not more than \$25,000 from fees collected from veterans in its care for the purposes of providing television and telephone services to residents; provided, that fees from the use of telephones and televisions shall only be expended for payments to vendors for said services .....	25,000
4190-1100	The Soldiers' Home in Holyoke may expend not more than \$200,442 for facility maintenance and patient care, including personnel costs; provided, that 40 per cent of all revenues generated pursuant to section 2 of chapter 90 of the General Laws through the purchase of license plates with the designation VETERAN by eligible veterans of the commonwealth, upon compensating the registry of motor vehicles for the cost associated with the license plates, shall be deposited into and for the purposes of this retained revenue account of the Soldiers' Home; and pro-	

vided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the Soldiers' Home may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued .....

200,442

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**DEPARTMENT OF YOUTH SERVICES.**

4200-0010	For the administration of the department of youth services; provided, that the department shall continue to collaborate with the department of elementary and secondary education in order to align curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; provided further, that the department shall continue to execute its education funding initiative; provided further, that the commissioner of youth services, in conjunction with the department of elementary and secondary education, shall submit a report on progress made and projected needs in fiscal years 2009 and 2010 to the chairs of the house and senate committees on ways and means by December 1, 2008; and provided further, that the department shall expend not more than \$300,000 on the juvenile case management system .....	5,749,405
4200-0100	For supervision, counseling and other community-based services provided to committed youths in nonresidential care programs of the department; provided, that not less than \$300,000 shall be expended to provide career services to youth in the department's care; provided further, that funding shall be expended for the restoration of the Northeast Region; provided further, that not less than \$400,000 shall be expended for the Boston juvenile re-entry program; provided further, that the commissioner may transfer up to 7 per cent of the amount appropriated in this item to items 4200-0200 and 4200-0300; and provided further, that 30 days before any such transfer is made, the commissioner shall file with the secretary of administration and finance and to the chairs of the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer .....	22,828,627
4200-0200	For pretrial detention programs, including purchase-of-service and state-operated programs; provided, that the commissioner may transfer up to 7 per cent of the amount appropriated herein to items 4200-0100 and 4200-0300; and provided further, that 30 days before any transfer is made, the commissioner shall file with the secretary of administration and finance and to the chairs of the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer .....	25,647,572

4200-0300	For secure facilities, including purchase-of-service and state operated programs incidental to the operations of the facilities; provided, that funds shall be expended for programs to address the needs of the female population including, but not limited to, the development of a stabilization unit and an independent living program, the enhancement of clinical services and at least 1 full-time female services coordinator; provided further, that funds shall be expended to address suicide prevention including, but not limited to, increased clinical capacity, increased clinical staff for risk assessment at intake, improved medication administration, enhanced psychiatric coverage at facilities, and the assurance of a 24-hour area-based on-call staff; provided further, that not less than \$600,000 shall be expended on vocational training in order to reduce recidivism; provided further, that the commissioner may transfer up to 5 per cent of the amount appropriated in this item to items 4200-0100 and 4200-0200; and provided further, that 30 days before any such transfer is made, the commissioner shall file with the secretary of administration and finance and to the chairs of the house and senate committees on ways and means a plan showing the amounts to be transferred and the reason for the proposed transfer .....	105,495,922
4200-0500	For the department of youth services' education system; provided, that not less than \$3,300,000 shall be expended for the annualization of enhanced salaries for teachers .....	3,300,000

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## OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

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### DEPARTMENT OF TRANSITIONAL ASSISTANCE.

4400-1000	For the central administration of the department; provided, that during fiscal year 2009 the department shall maintain 2 transitional assistance offices in the city of Springfield; provided further, that all costs associated with verifying disability for all programs of the department shall be paid from this item; provided further, that the department shall submit on a monthly basis to the house and senate committees on ways and means and the secretary of administration and finance a status report on program expenditures, savings and revenues, error rate measurements, and public assistance caseloads and benefits; provided further, that the report shall comprehensively track statewide use of the emergency assistance program by eligibility category including, but not limited to, caseload, average length of use or stay and monthly expenditures; provided further, that the department shall collect all out-of-court settlement restitution payments; provided further, that the restitution payments shall include, but not be limited to, installment and lump sum payments; provided further, that notwithstanding any general or special law to the contrary, unless otherwise expressly provided, federal	
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reimbursements received for the purposes of the department, including reimbursements for administrative, fringe and overhead costs, for the current fiscal year and prior fiscal years, shall be credited to the General Fund; provided further, that under 21 U.S.C. section 862a(d)(1), the department shall exempt individuals from the eligibility restrictions of 21 U.S.C. section 862a, except that individuals incarcerated for a conviction which would otherwise be disqualifying under 21 U.S.C. section 862a(a) shall not be eligible for cash assistance funded through item 4403-2000 during the first 12 months after release from a correctional institution unless the individual qualifies for an exemption under subsection (e) of section 110 of chapter 5 of the acts of 1995, or any successor statute, or a domestic violence waiver; provided further, that an application for assistance under chapter 118 of the General Laws shall be deemed an application for assistance under chapter 118E of the General Laws; provided further, that if assistance under said chapter 118 is denied, the application shall be transmitted by the department to the executive office of health and human services for a determination of eligibility under said chapter 118E; provided further, that the department shall continue policies to increase participation in the food stamp program; provided further, that the department shall, to the extent feasible within the appropriation provided, provide for extended office hours; provided further, that the department shall accomplish the staffing of these extended office hours to the maximum extent possible through the use of flex-time that will allow workers to modify their working hours to accommodate their specific personal and family needs; provided further, that the department shall, to the extent feasible within the appropriation provided, continue and expand the program of placing workers at community and human service organizations for the purposes of facilitating food stamp applications and redeterminations; provided further, that the department shall report to the house and senate committees on ways and means no later than December 15, 2008 on the extended office hours and placement of workers at community and human service organizations that the department has determined is feasible within the appropriation provided and that the department will provide in the current fiscal year; and provided further that not less than \$800,000 shall be expended for the operation of the homeless management information system .....

67,871,680

4400-1001 For programs to increase the commonwealth's participation rate in food stamps and other federal nutrition programs; provided, that not less than \$1,500,000 shall be expended for a grant with Project Bread-The Walk for Hunger, Inc. which shall be solely responsible for administering a comprehensive, community-based program to alleviate and prevent hunger and to expand participation in federal nutrition programs; provided further, that Project Bread shall focus on communities in Massachusetts with the highest rates of hunger as defined by the United States Census Bureau; provided further, that Project Bread shall

	develop a strategic plan to alleviate hunger; provided further, that Project Bread shall support research relative to the prevention and effect of hunger; provided further, that not less than \$250,000 shall be expended for the Food Source Hotline; provided further, that the work of department employees paid for from this item shall be restricted to processing food stamp applications; provided further, that the department shall not require food stamp applicants to provide re-verification of eligibility factors previously verified and not subject to change; provided further, that, notwithstanding any general or special law to the contrary, the department shall require only 1 signature from food stamp applicants; and provided further, that the department shall report to the house and senate committees on ways and means not later than December 1, 2008 on the status of these programs .....	2,887,504
4400-1025	For domestic violence specialists at local area offices .....	735,504
4400-1100	For the payroll of the department's caseworkers; provided, that only employees of bargaining unit eight shall be paid from this item .....	58,592,219
4401-1000	For a program to provide employment and training services for recipients of benefits provided under the program of transitional aid to families with dependent children; provided, that certain parents who have not yet reached the age of 18, including those who are ineligible for transitional aid to families with dependent children and who would qualify for benefits under chapter 118 of the General Laws but for the deeming of the grandparents' income, shall be allowed to participate in the employment services program; provided further, that funds from this item may be expended on former recipients of the program for up to 1 year after termination of their benefits due to employment or subsection (f) of section 110 of chapter 5 of the acts of 1995 or any successor statute; provided further, that funds from this item shall be expended for the purposes of the young parents program, transportation costs, pre-employment skills training and education programs, and structured subsidized employment services; provided further, that the department of transitional assistance may use funds from this item and shall collaborate with the department of workforce development to access funding through Title I of the federal Workforce Investment Act to ensure that sufficient resources are available to provide substantive, pre-employment skills training, including training that integrates basic education and English as a second language instruction, to recipients of transitional aid to families with dependent children who are in need of such services; provided further, that funds from this item may also be expended for re-employment services, job search assistance, vocational training services, job retention services, adult basic education, graduate equivalency degree courses, English as a second language courses and training programs for persons with limited English proficiency, and emergency work-related expenses for recipients, including emergency transporta-	

	tion costs; provided further, that the department shall inform all recipients and applicants of the full range of programs and of skills training programs funded by Title I of the federal Workforce Investment Act accessible through the one-stop career centers and adult education programs funded by the department of education available under this program; provided further, that funds may be allocated from this item to other agencies for the purposes of this program; provided further, that within 90 days of a recipient without a high school degree or a graduate equivalency degree or proficiency in English who is subject to said subsection (f) of said section 110 of said chapter 5, or any successor statute, becoming eligible for benefits, the department shall offer to the recipient a skills assessment to identify barriers to employment; and provided further, that in the event of a deficiency, nothing in this item shall give rise to or shall be construed as giving rise to any enforceable right or entitlement to services in excess of the amounts appropriated by this item .....	27,220,672
4401-1100	For the department of transitional assistance; provided, that the department may expend not more than \$7,000,000 from federal bonuses and from reimbursements received from the United States Department of Agriculture for food stamp outreach and employment and training programs and any enhanced funding or bonuses; and provided further, that the department may expend such revenue for employment and training services provided to recipients of transitional aid to families with dependent children .....	7,000,000
4403-2000	For a program of transitional aid to families with dependent children; provided, that notwithstanding any general or special law to the contrary, benefits under the program of transitional aid to families with dependent children shall be paid only to citizens of the United States and to non-citizens for whom federal funds may be used to provide benefits; provided further, that notwithstanding any general or special law, or any provisions of this act to the contrary, no benefits under this item shall be made available to illegal or undocumented aliens; provided further, that the need standard shall be equal to the standard in effect in fiscal year 2008; provided further, that the payment standard shall be equal to the need standard; provided further, that the payment standard for families who do not qualify for an exempt category of assistance under subsection (e) of section 110 of chapter 5 of the acts of 1995, or any successor statute, shall be 2.75 per cent below the otherwise applicable payment standard, in fiscal year 2009, pursuant to the state plan required under the Personal Responsibility and Work Opportunity Reconciliation Act of 1996; provided further, that the department shall notify parents under the age of 20 receiving benefits from the program of the requirements found in clause (2) of subsection (i) of said section 110 of said chapter 5, or any successor statute; provided further, that a \$40 per month rent allowance shall be paid to all households incurring a rent or mortgage expense and not residing in public housing or subsidized housing; provided further,	

that a nonrecurring children's clothing allowance in the amount of \$150 shall be provided to each child eligible under this program in September 2008; provided further, that the children's clothing allowance shall be included in the standard of need for the month of September 2008; provided further, that benefits under this program shall not be available to those families where a child has been removed from the household pursuant to a court order after a care and protection hearing under chapter 119 of the General Laws, nor to adult recipients otherwise eligible for transitional aid to families with dependent children but for the temporary removal of the dependent child or children from the home by the department of social services in accordance with department procedures; provided further, that notwithstanding section 2 of chapter 118 of the General Laws, or any other general or special law to the contrary, the department shall render aid to pregnant women with no other eligible dependent children only if it has been medically verified that the child is expected to be born within the month the payments are to be made or within the 3 month period after the month of payment, and who, if the child had been born and was living with her in the month of payment would be categorically and financially eligible for transitional aid to families with dependent children benefits; provided further, that certain families that suffer a reduction in benefits due to a loss of earned income and participation in retrospective budgeting may receive a supplemental benefit to compensate them for the loss; provided further, that no funds from this item shall be expended by the department for child care or transportation services for the employment and training program; provided further, that no funds from this item shall be expended by the department for family reunification benefits or informal child care; provided further, that the department shall provide oral and written notification to all recipients of their child care benefits at the time of application and on a semi-annual basis; provided further, that the notification shall include the full range of child care options available, including center-based child care, family-based child care, and in-home relative child care; provided further, that the notification shall detail available child care benefits for current and former recipients, including employment and training benefits, transitional benefits and post-transitional benefits; provided further, that the department shall work with the department of early education and care to ensure that both recipients currently receiving benefits and former recipients during the 1 year period after termination of benefits are provided written and verbal information about child care services; provided further, that the notice shall further advise recipients of the availability of food stamps benefits; provided further, that in promulgating, amending or rescinding its regulations with respect to eligibility for, or levels of benefits under the program, the department shall take into account the amounts available to it for expenditure by this item so as not to exceed the appropriation; provided further, that not less than \$418,074 shall be expended for the

	purposes of the operation of the transportation assistance program operated by Traveler's Aid Family Services; provided further, that not less than \$150,000 shall be expended for the lift transportation program operated by Traveler's Aid Family Services; provided further, that not less than \$150,000 shall be expended for the lift transportation program operated by Traveler's Aid Family Services; provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating any eligibility or benefit changes, the commissioner shall file with the house and senate committees on ways and means and with the clerks of the senate and house of representatives a detailed and comprehensive report setting forth the text of, basis, and reasons for the proposed changes; and provided further, that the report shall state the department's most accurate assessment of the probable effects of benefit or eligibility changes upon recipient families .....	302,742,675
4403-2007	For the department of transitional assistance to develop and implement a nutritional benefit program for low-income workers; provided, that benefits shall be provided only to those for whom receiving these benefits will improve the work participation rate under the federal program of temporary assistance for needy families .....	1,200,000
4403-2119	For the provision of structured settings as provided in subsection (i) of section 110 of chapter 5 of the acts of 1995, or any successor statute, for parents under the age of 20 who are receiving benefits under the transitional aid to families with dependent children program .....	6,938,579
4403-2120	For certain expenses of the emergency assistance program as follows: (a) contracted family shelters; (b) transitional housing programs; (c) programs to reduce homelessness in Barnstable, Dukes, Nantucket and Hampden counties; (d) residential education centers for single mothers with children; (e) intake centers; and (f) voucher shelters; provided, that eligibility shall be limited to families with income at or below 130 per cent of the federal poverty level; provided, however, that any family whose income exceeds 130 per cent of the federal poverty level while the family is receiving assistance funded by this item shall not become ineligible for assistance due to exceeding the income limit for a period of 6 months from the date that the 130 per cent level was exceeded; provided further, that the department shall establish reasonable requirements for such families to escrow some or all of the portion of their income which exceeds 130 per cent of the federal poverty level; provided further, that any such escrowed funds shall be exempt from otherwise applicable asset limits; provided further that the family shall be allowed to withdraw the amount placed in escrow upon transition to permanent housing or losing eligibility for shelter services; provided further, that benefits under this item shall be provided only to residents who are citizens of the United States or aliens lawfully admitted for permanent residence or otherwise permanently residing under color of law in the	

United States; provided further, that the department shall take all steps necessary to enforce regulations to prevent abuse in the emergency assistance program; provided further, that no emergency assistance expenditures shall be paid from this item unless explicitly authorized; provided further, that eligible households shall be placed in shelters as close as possible to their home community unless a household requests otherwise; provided further, that if the closest available placement is not within 20 miles of the household's home community, the household shall be transferred to an appropriate shelter within 20 miles of its home community at the earliest possible date unless the household requests otherwise; provided further, that eligibility for shelter by an otherwise eligible family shall not be impaired by prior receipt of any non-shelter benefit; provided further, that the department shall make every effort to ensure that children receiving services from this item shall continue attending school in the community in which they lived prior to receiving services funded from this item; provided further, that not less than \$1,668,180 shall be expended for the Housing Assistance Program operated by Community Action Programs Inter-City, Inc.; provided further, that notwithstanding any other general or special law to the contrary, the department shall immediately provide shelter for up to 30 days to families who appear to be eligible for such shelter based on statements provided by the family and any other information in the possession of the department but who need additional time to obtain any third-party verifications reasonably required by the department; provided further, that shelter benefits received under the preceding proviso shall not render a family ineligible under any regulation providing that a family who previously received shelter is ineligible for shelter benefits for a period of 12 months; provided further, that families receiving such shelter benefits who are found not to be eligible for continuing shelter benefits shall be eligible for aid pending a timely appeal pursuant to section 16 of chapter 18 of the General Laws; provided further, that the department shall not impose unreasonable requirements for third-party verification and shall accept verifications from the family whenever reasonable; provided further, that in promulgating, amending or rescinding regulations with respect to eligibility or benefits under this program, the department shall take into account the amounts available to it for expenditure in this item so as not to exceed the amount appropriated in this item; provided further, that notwithstanding any general or special law to the contrary, 60 days before promulgating any such eligibility or benefit changes, the commissioner shall file with house and senate committees on ways and means and with the clerks of the house of representatives and the senate a determination by the secretary of health and human services that available appropriations for the program will be insufficient to meet projected expenses and a report setting forth such proposed changes; provided further, that all of this item shall be subject to appropriation

and, in the event of a deficiency, nothing in this item shall give rise to or shall be construed as giving rise to any enforceable right or entitlement to services in excess of the amounts appropriated by this item; provided further, that nothing in the preceding proviso shall authorize the department to alter eligibility criteria or benefit levels except to the extent that such changes are needed to avoid a deficiency in this item; provided, that \$25,000 shall be expended for education, advocacy and case management services by Casa Latina, located in the City of Northampton; provided further, that an amount not less than \$179,381 shall be expended for the Crossroads Family Shelter in East Boston; provided further, that not less than \$100,000 shall be expended for a contract with Project Just Because, a non-profit organization in the town of Hopkinton, to assist in providing food, supplies, and services to the indigent and those in danger of becoming homeless across the MetroWest region; provided further that not less than \$100,000 shall be expended for the Playspace Programs operated by Horizons for Homeless Children in family shelters; provided further, that contract (RPO) SCWELL 4092500010000 with Open Pantry Community Services, Inc., be an amount not less than \$545,195; provided further, that not less than \$25,000 shall be expended for the River House shelter in Beverly; and provided further that not less than \$50,000 shall be expended for the Weymouth Youth and Family Services Teen Center to provide for advocacy, social service programs and to promote growth, social welfare and education .....

86,921,288

4405-2000 For the state supplement to the supplemental security income program for the aged and disabled, including a program for emergency needs for supplemental security income recipients; provided, that the expenses of special grants recipients residing in rest homes, as provided in section 7A of chapter 118A of the General Laws, may be paid from this item; provided further, that the department, in collaboration with the executive office of health and human services, may fund an optional supplemental living arrangement category under the supplemental security income program that makes payments to persons living in assisted living residences certified under chapter 19D of the General Laws who meet the income and clinical eligibility criteria established by the department and the office; provided further, that the optional category of payments shall only be administered in conjunction with the Medicaid group adult foster care benefit; and provided further, that reimbursements to providers for services rendered in prior fiscal years may be expended from this item .....

220,491,933

4406-3000 For the homelessness program to assist individuals who are homeless or in danger of becoming homeless, including assistance to organizations which provide food, shelter, housing search and limited related services to the homeless and indigent; provided, that no organization providing services to the homeless shall receive less than an average per bed/per night rate of \$12.92; provided further, that the

department may allocate funds to other agencies for the purposes of this program; provided further, that organizations which received funding in fiscal year 2008, including funds received in item 1599-1005 in chapter 42 of the acts of 2007, shall receive at least the same amount in fiscal year 2009, and that organizations which received funds through this item in fiscal year 2008 shall receive not less than that same percentage share of this appropriation in fiscal year 2009; and provided further, that funds appropriated to this item from item 4400-0117 shall be calculated and distributed separately from any additional rate increase provided .....

36,281,684

4406-3010 For a grant to the Home and Healthy for Good program operated by the Massachusetts Housing and Shelter Alliance for the purpose of reducing the incidence of chronic homelessness in the commonwealth; provided, that the Massachusetts Housing and Shelter Alliance shall be solely responsible for the administration of this program; provided further, that the Massachusetts Housing and Shelter Alliance shall file a report with the clerks of the house and senate, the commissioner of the department of transitional assistance, and the chairs of the house and senate committees on ways and means no later than March 1, 2009, detailing the implementation of this program; and provided further, that the report shall include information on the number of people served, the average cost per participant, the demographics of those served, whether participants have previously received government services and any projected cost-savings in other state-funded programs .....

1,200,000

4408-1000 For a program of cash assistance to certain residents of the commonwealth, entitled emergency aid to the elderly, disabled and children found by the department to be eligible for the aid under chapter 117A of the General Laws and regulations promulgated by the department and subject to the limitations of appropriation therefore; provided, that benefits under this item shall only be provided to residents who are citizens of the United States or qualified aliens or non-citizens otherwise permanently residing in the United States under color of law and shall not be provided to illegal or undocumented aliens; provided further, that the individual shall not be a subject to sponsor income deeming or related restrictions; provided further, that the payment standard shall equal the payment standard in effect under the general relief program in fiscal year 1991; provided further, that the department may provide benefits to persons age 65 or older who have applied for benefits under chapter 118A of the General Laws, to persons suffering from a medically determinable impairment or combination of impairments which is expected to last for a period as determined by department regulations and which substantially reduces or eliminates the individual's capacity to support himself and which has been verified by a competent authority, to certain persons caring for a disabled person, to otherwise eligible participants in the vocational rehabilitation program of the Massachusetts

rehabilitation commission and to dependent children who are ineligible for benefits under both chapter 118 of the General Laws and the separate program created by section 210 of chapter 43 of the acts of 1997 and parents or other caretakers of dependent children who are ineligible under chapter 118 and under the separate program; provided further, that no ex-offender, person over age 45 without a prior work history or person in a residential treatment facility shall be eligible for benefits under this program unless the person otherwise meets the eligibility criteria described in this item and defined by regulations of the department; provided further, that no person incarcerated in a correctional institution shall be eligible for benefits under the program; provided further, that no funds shall be expended from this item for the payment of expenses associated with any medical review team, other disability screening process or costs associated with verifying disability for this program; provided further, that the department shall adopt emergency regulations under chapter 30A of the General Laws to implement the changes to this program required by this item promptly and within the appropriation; provided further, that in initially implementing the program for this fiscal year, the department shall include all eligibility categories permitted in this item at the payment standard in effect for the former general relief program in fiscal year 1991; provided further, that in promulgating, amending or rescinding its regulations with respect to eligibility or benefits, including the payment standard, medical benefits and any other benefits under this program, the department shall take into account the amounts available to it for expenditure by this item so as not to exceed the amount appropriated in this item; provided further, that the department may promulgate emergency regulations under chapter 30A of the General Laws to implement these eligibility or benefit changes or both; provided further, that nothing in this item shall be construed as creating any right accruing to recipients of the former general relief program; provided further, that reimbursements collected from the Social Security Administration on behalf of former clients of the emergency aid to the elderly, disabled and children program or unprocessed payments from the program that are returned to the department shall be credited to the General Fund; provided further, that notwithstanding any general or special law to the contrary, the funds made available in this item shall be the only funds available for the program, and the department shall not spend funds for the program in excess of the amount made available in this item; and provided further, that, notwithstanding any general or special law to the contrary, 60 days before implementing any eligibility or benefit changes, the commissioner shall file with the clerks of the house of representatives and the senate a determination by the secretary of health and human services that available appropriations for the program will be insufficient to meet projected expenses and a report setting forth the proposed changes .....

74,836,339

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**OFFICE OF HEALTH SERVICES.**


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**DEPARTMENT OF PUBLIC HEALTH.**


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4510-0100	For the operation of the department, the determination of need program, established under section 25C of chapter 111 of the General Laws, the health statistics program, including the operation of a cancer registry and occupational lung disease registry, and the continuation of the cardiac surgery data collection and validation program to collect and validate data from all hospitals in the commonwealth that perform open heart surgery; provided, that the position of assistant commissioner shall not be subject to chapter 31 of the General Laws .....	23,174,262
4510-0106	For the end of life care commission, established by section 480 of chapter 159 of the acts of 2000; provided, that not more than \$35,000 shall be expended from revenues associated with grant and development activities .....	35,000
4510-0110	For community health center services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that \$225,000 shall be expended on a statewide program of technical assistance to community health centers to be provided by a state primary care association qualified under section 330(f)(1) of the United States Public Health Service Act, 42 U.S.C. section 254c(f)(1); provided further, that \$40,000 shall be expended for the Dismas House at the Worcester county house of correction; provided further, that not less than \$150,000 shall be expended for the Duffy Health Center; provided further, that \$300,000 shall be expended for medical respite services provided by the Boston health care for the homeless program .....	7,289,253
4510-0600	For an environmental and community health hazards program, including control of radiation and nuclear hazards, consumer products protection, food and drugs, lead poisoning prevention in accordance with chapter 482 of the acts of 1993, lead-based paint inspections in day care facilities, inspection of radiological facilities, licensing of x-ray technologists and the administration of the division of environmental epidemiology and toxicology for the purposes of chapter 111F of the General Laws the 'Right-to-Know' law; provided, that the expenditures from this item for the fair packaging and labeling survey program shall be contingent upon the prior approval of the proper federal authorities for reimbursement of 100 per cent of the amounts so expended; provided further, that \$195,000 shall be expended for the purpose of the director of the bureau of environmental health assessment of the department to continue an environmental risk assessment of the health impacts of the General Lawrence Logan Airport in the East Boston section of the city of Boston on any community that is located within a 5 mile radius of the airport and is potentially impacted by the airport; provided further, that the assessment may include, but not be limited	

	to, examining incidences of respiratory diseases and cancers and performing medical and laboratory tests and examinations of residents of these communities; provided further, that the bureau shall report its findings, together with any recommended response actions by the commonwealth, to the house and senate committees on ways and means not later than February 1, 2009; provided further, that the department shall file a report with the house and senate committees on ways and means, the joint committee on public health, and the joint committee on health care financing, on the status of local health inspections of food establishments, consistent with the department of public health food safety regulations and a report on the current waiting list for indoor air inspections by October 1, 2008; provided further, that no funds appropriated in this item shall be expended for the purpose of citing or locating a low-level radio- active waste facility in the commonwealth; provided further, that not more than \$14,800 shall be allocated to the Franklin Regional Council of Governments for costs associated with the regional public health program; and provided further, that not less than \$75,000 shall be expended for the purposes of research and prevention activities associated with Lyme Disease to be conducted by the Barnstable County Department of Health and The Environment .....	3,996,868
4510-0615	The department may expend not more than \$150,000 from assessments collected under section 5K of chapter 111 of the General Laws for services provided to monitor, survey and inspect nuclear power reactors; provided, that the department may expend not more than \$1,426,652 from fees collected from licensing and inspecting users of radioactive material within the commonwealth under licenses presently issued by the Nuclear Regulatory Commission; provided further, that the revenues may be used for the costs of both programs, including the compensation of employees; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	1,576,652
4510-0616	The department may not expend more than \$608,831 for a drug registration and monitoring program from revenues collected from fees charged to registered practitioners, including physicians, dentists, veterinarians, podiatrists and optometrists for controlled substance registration; provided, that funds may be expended from this item for the costs of personnel; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	608,831

4510-0710 For the operation of the division of health care quality and the office of patient protection; provided, that the division shall be responsible for assuring the quality of patient care provided by the commonwealth's health care facilities and services, and for protecting the health and safety of patients who receive care and services in nursing homes, rest homes, clinical laboratories, clinics, institutions for the mentally retarded and the mentally ill, hospitals and infirmaries, including the inspection of ambulance services; provided further, that the division shall track and report the number and type of dementia or Alzheimer's special care units in each facility; provided further, that the department shall provide quarterly reports of its findings to the house and senate committees on ways and means; provided further, that the division shall coordinate its work with the board of registration in medicine and the various other boards of registration under the department of public health to promote quality patient care in facilities licensed by the department, shall report specific instances of preventable medical error that involve an individualized component investigated by the board of registration and a systemic or institutional component investigated by the division, the medical, administrative, educational and disciplinary outcomes of such instances of preventable medical error and the ways in which coordination promotes quality patient care, fairness and accuracy in disciplinary actions, and better provider and facility education; provided further, that investigators shall conduct investigations of abuse, neglect, mistreatment and misappropriation; provided further, that the division shall assign such investigators to perform their duties on staggered shifts which shall be established by the division in order to provide coverage adequate to ensure that all complaints of abuse, neglect, mistreatment and misappropriation are investigated, and that the department shall investigate complaints during evening and weekend hours, as needed, to assess the validity of the complaint; provided further, that not less than 10 per cent of all routine surveys of the facilities shall be completed during evening or weekend hours; provided further, that the division shall minimize the need for payment of overtime to investigators in both emergent and non-emergent situations and shall not authorize the assignment of overtime hours for any investigator when the duties can be performed on a non-overtime basis by another investigator; provided further, that all investigators in the division of health care quality responsible for the investigations shall receive training by the Medicaid fraud control unit of the office of the attorney general under a comprehensive training program to be developed by the division and the unit; provided further, that the division shall report quarterly to the house and senate committees on ways and means on the number of incident reports and, for those reports requiring investigations under section 72H of chapter 111 of the General Laws, indicating for each such report the time in which the division: (a) completed its investigation; (b)

made an evaluation and determination of the validity of the report; and (c) made a referral of such report to the appropriate agency; provided further, that if in any quarter the division maintains a backlog of cases requiring investigation that have not been investigated, evaluated and determined within the time frames established in said section 72H of said chapter 111, the division shall include in the report an explanation as to the reasons therefore; provided further, that the division shall include in the report a list of all instances of the payment of overtime for investigators and the justification therefore and in each quarter shall compare the overtime expenditures from this item with the overtime expenditures made in the corresponding quarter of fiscal year 2008; provided further, that the division shall continue to research and develop, in consultation with the nursing home industry and consumer representatives, appropriate confidential survey tools to assess consumer satisfaction in long-term care facilities; provided further, that the division shall continue a comprehensive training, education and outreach program for nursing home administrators and managers and other supervisory personnel in long-term care to improve the quality of care in long-term care facilities; provided further, that the program shall promote the use of best practices, models of quality care-giving and the culture of workforce retention within the facilities and shall focus on systemic ways to reduce deficiencies; provided further, that services funded through this item shall include, but not be limited to: education, training, intervention, support, surveillance and evaluation; provided further, that the department shall report to the house and senate committees on ways and means on the results of the program not later than April 30, 2009; and provided further; that not less than \$100,000 be expended to oversee the operation and administration of the Massachusetts primary stroke Service Designation Hospital programs established by 105 CMR (130.1400), provided that all fund shall be used for the purpose of collecting and analyzing data from all primary stroke service designated hospitals in the commonwealth and for a full time surveyor for the purpose of ensuring compliance with primary stroke center designation criteria .....

8,776,973

4510-0712 For the department of public health; provided, that the department may expend not more than \$530,387 in revenues collected from the licensure of health facilities for program costs of the division of health care quality; provided, that the department may expend not more than \$800,000 from revenues collected from individuals applying for emergency medical technician licensure and recertification; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate therefore as reported in the state accounting system .....

1,330,387

- 4510-0720 For a scholarship program for certified nurses' aide and direct care worker training; provided, that recipients of the scholarships shall work in the Commonwealth for at least 2 years after certification is obtained; provided further, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that the department shall establish appropriate guidelines and application criteria for the administration of the program; provided further, that the scholarships shall cover the full cost of tuition to an approved certified nurses' aide or long-term care direct worker training program, including approved programs providing for cross-training; provided further, that funds shall also be available to provide adult basic education and English as a second language training for applicants otherwise meeting criteria for the scholarships, as well as pilot training programs using enhanced curricula designed to support increased retention; provided further, that the department shall, in consultation with the nursing home industry, consumer groups, the department of labor and workforce development, the Commonwealth Corporation, training providers and other appropriate state and local agencies, conduct outreach regarding the availability of such scholarships; provided further, that the department shall consult with the scholarship program advisory council and the extended care career ladder initiative to review and recommend new training requirements for certified nurses' aides, home health aides and home care workers to improve the quality of the direct care workforce and the quality of care provided in all long-term care settings by developing skill standards, supporting the transition from training to work, improving retention, promoting portability, recognizing career advancement curricula and addressing language and education barriers; and provided further, that costs for outreach activities shall not exceed 5 per cent of the amount appropriated in this item and administrative costs of the program shall not exceed 5 per cent of the amount appropriated in this item ..... 250,000
- 4510-0721 For the costs of personnel, administration, information technology, equipment, newsletters and other essential spending of the board of registration in nursing; provided, that the board shall prepare an annual report detailing the total number of cases referred to and investigated by the board, the resolution of these cases, the approximate number of cases assigned to each investigator and any increases or decreases in cases referred to the board in the previous 6 months; provided further, that the board shall submit the report to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of public health; provided further, that the board shall prepare a compilation of cases involving preventable medical error that resulted in harm to a patient or health care provider for the purpose of assisting health care providers, hospitals and pharmacies to modify their practices and techniques to avoid errors; and provided further, that the

board shall submit the compilation to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of the department of public health by January 4, 2009, and shall make the compilation widely available, including by electronic means, to the public and to all hospitals, pharmacies and health care providers doing business in the commonwealth .....

1,734,347

4510-0722 For the costs of personnel, administration, newsletters, dues, travel, public information advertising, and other expenses of the board of registration in pharmacy; provided, that the board shall prepare an annual report detailing the total number of cases referred to and investigated by the board, the resolution of these cases, the approximate number of cases assigned to each investigator and any increases or decreases in cases referred to the board in the previous 6 months; provided further, that the board shall submit the report to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of the department of public health; provided further, that the board shall prepare a compilation of cases involving preventable medical error that resulted in harm to a patient or health care provider for the purpose of assisting health care providers, hospitals and pharmacies to modify their practices and techniques to avoid error; and provided further, that the board shall submit the compilation to the house and senate committees on ways and means, the joint committee on health care financing, the joint committee on public health and the commissioner of the department of public health by January 4, 2009, and shall make the compilation widely available, including by electronic means, to the public and to all hospitals, pharmacies and health care providers doing business in the commonwealth .....

544,620

4510-0723 For the operation and administration of the board of registration in medicine and the committee on acupuncture; provided, that the board of registration in medicine shall prepare an annual report addressing its activities with respect to licensing, enforcement, law and policy, patient safety and other relevant topics, including, but not limited to, the total number of cases referred to and reviewed by the board, the resolution of such cases, the approximate number of cases assigned to each investigator, any increases or decreases in cases referred to the board in the previous 6 months, a compilation of cases from its patient care assessment program describing incidents involving preventable medical error that resulted in harm to patient or health care provider for the purpose of assisting the providers, hospitals and pharmacies to modify their practices and techniques to avoid error and any other relevant topics; provided further, that the board shall submit the report to the general court, house and senate committees on ways and means and the joint committee on health care financing and the joint committee on public health by Jan-

	uary 4, 2009, and shall make the compilation widely available, including by electronic means, to the public; and provided further, that the board shall promulgate rules and regulations to coordinate their patient care assessment program with the boards of registration in nursing and pharmacy .....	2,670,027
4510-0725	For the costs of personnel, administration, public information advertising and other expenses of certain health boards of registration, including the boards of registration in dentistry, nursing home administrators, physician assistants, perfusionists and respiratory care .....	476,012
4510-0726	For the board of registration in medicine, including the physician profiles program; provided, that the board may expend revenues not to exceed \$300,000 from new revenues associated with increased license and renewal fees .....	300,000
4510-0790	For regional emergency medical services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that the regional emergency medical services councils, designated as such in accordance with 105 CMR 170.101 and the C-MED communications as of January 1, 1992, shall remain the designated councils and C-MEDs; provided further, that the department shall report quarterly on the number of investigations of ambulance services performed by the inspectors and by inspectors funded in items 4510-0710 and 4510-0712 as well as the number of investigations pending at the end of each quarter and the reasons therefore; and provided further, that the department, in conjunction with the regional emergency services councils, notwithstanding section 27C of chapter 29 of the General Laws to the contrary, shall promulgate regulations to ensure that all basic, intermediate and paramedic emergency medical technicians are certified to use and have available epinephrine for the emergency treatment of anaphylaxis .....	1,246,896
4510-0810	For a statewide sexual assault nurse examiner program and pediatric sexual assault nurse examiner program for the care of victims of sexual assault; provided further, that funds shall be expended for a contract with the MA Children's Alliance to support the children's advocacy center services in the commonwealth; provided further, that the program shall be established by the department to operate under specific statewide protocols and by an on-call system of nurse examiners; and provided further, that the department shall designate a metrowest district and may expend funds within said district .....	3,610,111
4512-0103	For acquired immune deficiency syndrome services and programs; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that no funds shall be transferred into the AA object class; provided further, that particular attention shall be paid to direct the funding proportionately	

	amongst each of the demographic groups afflicted by HIV/AIDS; provided further, that not less than \$35,000 shall be expended for the Immigrants Assistance Center, Inc., in New Bedford for its unique bilingual AIDS education; provided further, that funds shall be expended for rental housing subsidies for the purposes of preventing admissions to acute hospitals, chronic hospitals and nursing homes for persons with acquired immune deficiency syndrome; provided further, that the department may contract for the administration of this program; provided further, that the costs of such administrative contract shall not be expended from this item; provided further, that rents payable by tenants shall not be less than 30 per cent of total household income if heat and cooking fuel are provided by the landlord and shall not be less than 25 per cent of total household income if heat and cooking fuel are not provided; provided further, that no funds shall be expended for subsidies for housing units in excess of the number of units funded on June 30, 1991; provided further, that the department shall not enter into any new housing contracts or expend funds for such new contracts in fiscal year 2009 that would fund units in excess of the number of units funded on June 30, 2008; and provided further, that no funds from this item shall be expended for disease research in fiscal year 2009; and provided further that not less than \$500,000 shall be spent to reduce HIV/AIDS disparities in communities of color, including African American, Latino, immigrant and refugee populations, linguistic minorities, and other populations disproportionately at risk, for prevention and education programs, counseling and testing, and treatment and supportive services .....	37,665,388
4512-0106	For the department of public health; provided, that the department may expend not more than \$1,500,000 from revenues received from pharmaceutical manufacturers participating in the section 340B Drug Pricing Program, Public Law 102-585, the Veterans Health Care Act of 1992 rebate program administered by the federal health resources and services administration and office of drug pricing .....	1,500,000
4512-0200	For the division of substance abuse services, including a program to reimburse driver alcohol education programs for services provided for court adjudicated indigent clients; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that not less than \$150,000 shall be expended on the Hampden County Residential Program for Women; provided further, that not less than \$500,000 shall be expended for maintaining the substance abuse and mental health pilot programs in houses of correction in Hampden County; provided further, that not less than \$150,000 shall be expended to the Berkshire County youth Development Project for youth intervention services; provided further, that not less than \$100,000 be expended for the substance abuse prevention programs of the town of Arlington	

Youth Health and Safety Coalition; provided further, that not less than \$961,324 shall be expended for the male and female adolescent residential facilities for substance abuse and rehabilitation services with the Cushing House in the South Boston section of Boston provided further, that not less than \$50,000 shall be expended for the Louis D. Brown Peace Institute; provided further, that not less than \$100,000 shall be expended to the Springfield Public Health Department for drug prevention outreach and education; provided further, that not less than \$933,000 shall be expended for the Volunteers of America Rebound Youth Residential Recovery Program at Long Island Hospital in the city of Boston for substance abuse and rehabilitation services to youths with addictions; provided further, that not less than \$100,000 shall be expended on the Russian Teens-at-Risk program operated by the Jewish Family & Children's Services in the cities of Boston and Lynn and the town of Brookline; provided further, that not less than \$100,000 shall be expended for New North Citizens' Council, Inc. Springfield Women's Addiction-Recovery Network; provided further, that \$75,000 be expended to preserve an Opiate Prevention and Intervention Program for Youth in the city of Melrose; provided further, that not less than \$250,000 shall be expended for the Latino After School Initiative; provided further, that not less than \$750,350 shall be expended for a contract with STEP, Inc., for sobriety treatment, education and prevention; provided further that not less than \$200,000 shall be expended for the operation of 24-hour services at the Albany St. Shelter operated by Cambridge and Somerville Program for Drug and Alcohol Rehabilitation; provided further, that no less than \$60,000 shall be provided to Project COPE, Inc. in Lynn for the prevention and education of the problems associated with OxyContin and Heroine use; provided further, that not less than \$150,000 shall be expended to Northern Educational Services, Inc., so-called in Springfield, to operate the Youth Zone Program; provided further, that not less than \$30,000 shall be expended for the Boat People SOS, Inc. Bilingual Community Liaison Project in Springfield; provided further, that not less than \$319,500 shall be expended for a contract with the Gavin Foundation to provide a total immersion program in conjunction with the probation departments of the South Boston division of the district court, department of trial courts, and other district courts; provided further that not less than \$155,000 shall be expended for the Intensive Outpatient Program at the South Boston Collaborative Center for the purposes of responding to adolescent suicide clusters and drug abuse in the South Boston section of Boston; provided further, that not less than \$75,000 shall be expended for the Tynan Community Center Adolescent Wellness Program in the South Boston section of Boston; provided further, that not less than \$145,000 shall be expended in grants for the Framingham Coalition for the prevention of drug and alcohol abuse; provided further, that not less than \$50,000

shall be expended for teens through programs provided by the Ashland Recreational Department; provided further, that not less than \$20,000 shall be provided for Stand Down Bilingual outreach center in the city of Springfield; provided further, that not more than \$150,000 shall be expended for the Hampden County Sheriff to operate an innovative residential program for recently released female offenders in the Springfield area; provided further, that not less than \$1,500,000 be expended for maintaining the substance abuse and mental health pilot programs in houses of correction in Hampden County, Norfolk County, Middlesex County and Barnstable County; provided further, that one counselor shall continue to be assigned for every two hundred inmates within each facility; provided further, that said programs shall continue to report on the progress of the program and the rate of recidivism bi-annually to the chairs of the joint committee on mental health and substance abuse and the chairs of the joint committee on ways and means; provided further, that not less than \$100,000 shall be expended for the Winchester Substance Abuse Coalition in the town of Winchester; provided further, that not less than \$125,000 shall be expended for Self Esteem Boston's substance abuse direct service prevention programs and provider training program; provided further, that not less than \$100,000 shall be expended for a contract with Bay Cove Human Services, Inc. for the purpose of establishing an independent licensed halfway house in the Charlestown neighborhood of Boston, in collaboration with the Charlestown Recovery House, Inc. for persons in recovery from alcoholism and chemical dependency; provided further, that \$100,000 shall be expended for the prevention of substance abuse in the town of Saugus; provided further, that not less than \$200,000 shall be expended for the Link House, Inc. in the town of Salisbury for purposes of establishing transitional housing for women in recovery from substance abuse; provided further, that not less than \$225,000 shall be expended for the operation of the Barnstable Action for New Directions program facilitated by Gosnold on Cape Cod Inc. in conjunction with the Barnstable district court and the Cape and Islands district attorney; provided further, that not less than \$50,000 shall be expended for the Exodus Outreach Recovery Program; provided further, that \$500,000 shall be expended for an opiate education and counseling competitive grant program in Suffolk county; and provided further, that not less than \$75,000 shall be provided to The Second Step, Inc. in the city of Newton for the provision of substance abuse prevention and education programs to the survivors of domestic violence .....

80,550,008

4512-0201 For substance abuse step-down recovery services, otherwise known as level B beds and services, and other critical recovery services with severely reduced capacity; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that not less than \$200,000 shall be expended for the

	Northern Educational Services (NES), Inc., so-called, to provide recovery services for 40 men by setting-up housing consisting of a 13 bed residency in Springfield; and provided further, that the department shall submit quarterly to the house and senate committees on ways and means a report on the number of individuals served by the step-down recovery services program .....	5,000,000
4512-0225	The department of public health may expend not more than \$1,000,000 for a compulsive gamblers' treatment program from unclaimed prize money held in the State Lottery Fund for more than 1 year from the date of the drawing when the unclaimed prize money was won, and from the proceeds of a multi-jurisdictional lottery game under subsection (e) of section 24A of chapter 10 of the General Laws; provided, that the state comptroller shall transfer the amount to the General Fund .....	1,000,000
4512-0500	For dental health services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that, of the amount appropriated in this item, funds shall be expended to maintain a program of dental services for the developmentally disabled that the department shall submit to the house and senate committees on ways and means a quarterly report on the number of children served by this dental health services program and the number of children waiting to be served by the program; provided further, that not less than \$90,000 shall be expended to the Community Coalition of Cape Cod for support and implementation of a model dental program that provides comprehensive dental care for low-income uninsured adults throughout Cape Cod; and provided further, that not less than \$150,000 shall be allotted to the Taunton Oral Health Clinic in the city of Taunton for the basic dental needs of moderate and low income residents of Southeastern Massachusetts; provided further, that \$300,000 shall be expended for the Forsyth Institute's Center for Children's Oral Health to fund a school-based demonstration project to offer preventive oral health care to children in high need areas including Boston, Lynn, and the Cape and Islands .....	2,044,640
4513-1000	For the operation of the bureau of family health services; provided, that no funds shall be expended in the AA object class for any personnel- related costs; provided further, that not less than \$5,600,000 shall be provided for comprehensive family planning services, including HIV counseling and testing, community-based health education and outreach services, provided by agencies certified as comprehensive family planning agencies; provided further, that \$25,000 shall be expended for regional respite, counseling and holistic therapy services offered by the Cancer Connection, located in the city of Northampton; provided further that not less than \$50,000 shall be provided for the Molly Bish Institute for Child Safety at Mt. Wachusett Community College; provided further, that no less than \$100,000 shall be expended for the Massachusetts Sudden Infant Death Center at Boston Medical Center; provided	

	further, that not less than \$350,000 be expended for the operations of the Regional Poison Control Center, located at the Children's Hospital in Boston; provided further, that not less than \$350,000 shall be expended for ROCA, Inc. for outreach and youth development for at-risk youth and young adults in Chelsea, Revere, and East Boston; provided further, that not less than \$150,000 shall be expended for such programs in the Bowdoin/Geneva and the Uphams Corner/ North Dorchester sections of Boston; provided further, that not less than \$10,000 shall be expended for the Cancer House of Hope in Western Massachusetts; provided further that \$450,000 shall be expended for the Massachusetts Birth Defects Monitoring Program; provided further, that not less than \$50,000 shall be expended for Falmouth Family Planning; and provided further, that \$200,000 shall be expended for an elder health and outreach program in Saugus .....	7,335,000
4513-1002	For women, infants and children's (WIC) nutrition services in addition to funds received under the federal nutrition program; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that all new WIC cases, in excess of fiscal year 1991 caseload levels, shall be served in accordance with priority categories 1 through 7, as defined by the state WIC program; and provided further, that not less than \$680,000 shall be expended for the Growth and Nutrition Program .	13,565,887
4513-1010	For the department of public health; provided, that said department may expend not more than \$6,500,000 in revenue received from the collection of federal financial participation for early intervention services delivered to Medicaid-eligible children by developmental educators and professionals in related disciplines; provided further, that nothing in this item shall give rise to or shall be construed as giving rise to enforceable legal rights to any such services or an enforceable entitlement to the services funded in this item; and provided further, that the revenue may be used to pay for current and prior year claims .....	6,500,000
4513-1012	The department of public health may expend not more than \$24,600,000 from revenues received from the federal cost-containment initiatives including, but not limited to, infant formula rebates; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most-recent revenue estimate as reported in the state accounting system .....	24,600,000
4513-1020	For the early intervention program; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that the department shall report quarterly to the house and senate committees on ways and means the total number of units of service purchased and the total expenditures for the units of service paid by the department, the executive office of health	

	and human services and third party payers for early intervention services for the following services categories: home visit, center-based individual, child-focused group, parent-focused group, screening and assessment; provided further, that the department shall make all reasonable efforts to secure third party and Medicaid reimbursements for the services funded in this item; provided further, that funds from this item shall be expended for a reserve to provide respite services to families of children enrolled in early intervention programs who have complex care requirements, multiple disabilities and extensive medical and health needs; provided further, that priority shall be given to low and moderate income families; provided further, that the department shall submit to the house and senate committees on ways and means a report on the number of families served by the program and the amount of funds appropriated in this item granted to qualified families not later than February 1, 2009; provided further, that no claim for reimbursement made on behalf of an uninsured person shall be paid from this item until the program receives notice of a denial of eligibility for the MassHealth program from the executive office of health and human services; and provided further, that nothing stated in this item shall give rise to and shall be construed as giving rise to enforceable legal rights to any such services or an enforceable entitlement to the early intervention services funded in this item .....	41,977,517
4513-1023	For the costs associated with the implementation of the universal newborn hearing program; provided, that no funds shall be expended in the AA object class for any personnel-related costs; and provided further, that the funds appropriated in this item shall be expended for the notification of and follow through with affected families, primary care providers and early intervention programs upon the department's receipt of data indicative of potential hearing disorders in newborns .....	84,076
4513-1024	For the operation of a comprehensive, state-wide shaken baby syndrome prevention program including community-based, hospital-based and statewide activities; provided, that services funded through this line item shall include, but not be limited to: education, training, intervention, support, surveillance and evaluation .....	350,000
4513-1026	For the provision of statewide and community-based suicide prevention, intervention, postvention, and surveillance activities and the implementation of a statewide suicide prevention plan; provided, that funds shall be expended for the costs of a collaborative study with the Geriatric Mental Health Services program within the department of elder affairs for the purpose of creating a program to address elder suicide behavior and attempts; provided further, that funds shall be expended to establish a Veterans in Crisis Hotline; provided further, that the hotline shall be for the use of veterans who seek counseling programs operated by the department of veterans affairs and/or concerned family members of those veterans so that they may	

be directed towards the programs and services offered by their local or regional VA office; and provided further, that the hotline shall be staffed by counselors or outreach programs contracted by the department and trained in issues of mental health counseling and veterans services ..

4,750,000

- 4513-1111 For the promotion of health and disease prevention; provided, that not less than \$100,000 shall be expended for osteoporosis education and prevention; provided further, that not less than \$6,687,659 shall be expended for breast cancer prevention; provided further, that not less than \$350,000 shall be expended for diabetes screening and outreach; provided further, that not less than \$200,000 shall be expended for ovarian cancer screening; provided further, that not less than \$500,000 shall be expended for a statewide STOP stroke program; provided further, that not less than \$1,412,876 shall be expended for the Hepatitis C program; provided further, that not less than \$412,368 shall be expended for multiple sclerosis screening, information, education, treatment programs and the Multiple Sclerosis Home Living Navigating Key Services program administered by the Central New England Chapter of the National Multiple Sclerosis Society; provided further, that not less than \$100,000 shall be expended for a renal disease program administered by the National Kidney Foundation of Massachusetts, Rhode Island and Vermont; provided further that not less than \$250,000 shall be expended for a program to raise awareness and provide health care provider education on colorectal cancer; provided further, that not less than \$2,300,000 shall be expended for prostate cancer screening, education and treatment with a particular focus on African American Males; provided further, that not less than \$150,000 shall be expended for the maintenance of the ALS Registry created by section 26 of chapter 140 of the acts of 2003; provided further, that not less than \$81,000 shall be expended for the maintenance of the statewide lupus database; provided further, that funding shall be expended for the operation of the Betsy Lehman Center for patient safety; provided further, that not less than \$100,000 shall be expended for Brain Aneurysm Education, Awareness and Early Detection; provided further, that not less than \$25,000 shall be expended for the operation of NECPAD, a support organization which provides patient education and support for people diagnosed with PKU or related disorders and their families; and provided further, that not less than \$50,000 shall be expended for the operation of NECPAD, a support organization which provides patient education and support for people diagnosed with PKU or related disorders and their families .....
- 13,565,628
- 4513-1130 For the domestic violence and sexual assault prevention and treatment program; provided, that of the amount appropriated in this item, funds shall be expended for rape prevention and victim services, including the statewide Spanish language hotline for sexual abuse and domestic violence services for legal immigrants and refugees and statewide

suicide and violence prevention outreach to gay and lesbian youth; provided further, that not less than \$350,000 shall be expended for the public health model of community engagement and intervention services and crisis housing for sexual violence and intimate partner violence in the GLBT community; provided further, that not less than \$20,000 shall be expended for a Spanish speaking battered women's hotline provided by Delamano, a Lawrence-based domestic violence support organization; provided further, that not less than \$300,000 shall be expended for sexual and domestic violence prevention; provided further, that not less than \$300,000 shall be expended for domestic violence batterers' intervention services; provided further, that not less than \$300,000 shall be expended for sexual abuse and domestic violence services for immigrants and refugees; and provided further, that \$200,000 shall be expended for Close to Home, a domestic violence prevention program located in Dorchester .....

5,066,677

4516-0263

For the department of public health; provided, that said department may expend not more than \$1,407,898 in revenues from various blood lead testing fees collected from insurers and individuals for the purpose of conducting such tests; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate therefore, as reported in the state accounting system .....

1,407,898

4516-1000

For the administration of the center for laboratory and communicable disease control, including the division of communicable venereal diseases, the division of tuberculosis control and the state laboratory institute; provided, that the department shall give priority to the analysis of samples used in the prosecution of controlled substances offenses; provided further, that funds shall be expended for an eastern encephalitis testing program and for tuberculosis testing and treatment services; provided further, that no funds appropriated in this item shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item; and provided further, that funds from this item may be expended for the purchase of equipment for the drug laboratory at the state laboratory institute; provided further, that not less than \$240,000 shall be expended for the maintenance of the statewide rabies control program, coordinated by the department providing assistance to cities, towns and the public and for the interagency collaboration through the rabies advisory committee, the 24-hour epidemiological and clinical consultation for rabies exposures and the rapid laboratory diagnostic services; and provided further, that of said \$240,000, not less than \$150,000 shall be expended for the continuation of the Oral Rabies Vaccine Project on Cape Cod operated

	through a contract with Tufts University School of Veterinary Medicine in collaboration with the federal Centers for Disease Control and Prevention .....	15,566,530
4516-1022	For the department of public health; provided, that the department may expend not more than \$300,000 generated by fees collected from insurers for tuberculosis tests performed at the state laboratory institute; provided, that revenues collected may be used to supplement the costs of said laboratory; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most-recent revenue estimate, as reported in the state accounting system .....	300,000
4518-0200	The department may expend not more than \$400,000 generated by fees collected from the following services provided at the registry of vital records and statistics: amendments of vital records, requests for vital records not issued in person at the registry and research requests performed by registry staff at the registry; provided, that revenues so collected may be used for all program costs, including the compensation of employees; provided further, that the registrar of vital records shall exempt from payment of a fee any person requesting a copy of a birth certificate for the purpose of establishing eligibility for Medicaid; and provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	400,000
4530-9000	For teenage pregnancy prevention services; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that applications for such funds shall be administered through the department upon receipt and approval of coordinated community service plans to be evaluated in accordance with guidelines issued by the department; provided further, that portions of the grants may be used for state agency purchases of designated services identified by the community service plans; provided further, that funding shall be expended on those communities with the highest teen birth rates according to an annual statistical estimate conducted by the department; provided further, that funds shall be expended on programming directed at children under the care of the department of social services who are at high risk for teenage pregnancy; provided further, that the department shall collaborate with the department of social services on the development of this programming; provided further, that not less than \$400,000 shall be expended for the Northern Berkshire Community Coalition in the Berkshire region; provided further, that of said \$400,000, not more than 10% shall be used for administrative services; provided further, that not less than \$250,000	

	shall be expended for the teen pregnancy prevention programs in the cities of North Adams and Pittsfield; provided further, that of said \$250,000, not less than \$125,000 shall be expended for said program in the city of Pittsfield; provided further that \$50,000 shall be expended for teen pregnancy prevention programs in the town of Southbridge; provided further that \$100,000 shall be expended for teen pregnancy prevention services in the Town of Orange; and provided further, that no less than \$15,000 shall be provided to Girls, Inc. of Lynn for teen pregnancy prevention .....	3,855,586
4570-1502	For the purposes of implementing a proactive statewide infection prevention and control program; provided, that notwithstanding any general or special law to the contrary, the department of public health shall, through its division of health care quality, develop a proactive statewide infection prevention and control program in licensed health care facilities following protocols of the Centers for Disease Control for the purposes of implementation and adherence to infection control practices that are the keys to preventing the transmission of infectious diseases, including respiratory diseases spread by droplet or airborne routes; provided further, that recommended infection control practices shall include, but not be limited to, hand hygiene, standard precautions and transmission-based precautions, including contact, droplet and airborne, and respiratory hygiene; and provided further, that the infection prevention and control program shall include mandatory education in the recommended infection control practices for licensed health care personnel and employees of licensed health care facilities and penalties for individual and institutional noncompliance with Centers for Disease Control protocols .....	1,000,000
4580-1000	For the universal immunization program and the purchase and distribution of the pneumococcal conjugate vaccine; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that no funds appropriated in this item shall be expended for administrative or energy expenses of the department not directly related to programs funded in this item; and provided further, that the rotavirus and meningococcal conjugate vaccines shall be funded through this item .....	51,581,508
4590-0250	For school health services and school-based health centers in public and non-public schools; provided, that no funds shall be expended in the AA object class for any personnel-related costs; provided further, that services shall include, but not be limited to: (a) strengthening the infrastructure of school health services in the areas of personnel and policy development, programming and interdisciplinary collaboration; (b) developing linkages between school health services programs and community health providers; (c) incorporating health education programs, including tobacco prevention and cessation activities in school curricula and in the provision of school based health services; and (d) incorporating obesity prevention programs, including nutrition and wellness programs, in school curricula to address the nutrition	

	and lifestyle habits needed for healthy development; provided further, that the services shall meet standards and eligibility guidelines established by the department in consultation with the department of education; provided further, that not less than \$300,000 shall be expended for mental health and substance abuse services in school-based health centers; provided further, that not less than \$450,000 shall be expended for the commission on gay and lesbian youth; provided further, that \$150,000 shall be expended for the Childhood Obesity School Nutrition Project within the department to initiate or maintain school lunch programs focused on diminishing the epidemic of childhood obesity; provided further, that food service providers working with public schools wishing to institute or maintain a school nutrition program designed to reduce childhood obesity may submit an application to the department indicating the various nutritional and educational steps the school plans to implement with the grant, not to exceed \$10,000 per school per year; provided further, that eligible programs shall focus on providing healthier choices for lunch programs and provide incentives and information to make healthier meal choices in the school lunch line; provided further, that 1 or more schools may be included in an application; provided further, that grant applications and other appropriate criteria shall be determined and reviewed by the department; provided further, that not less than \$200,000 shall be expended for the North Quabbin Community Coalition for support and implementation of four model community coalitions and community capacity building activities; provided further, that not less than \$15,000,000 shall be expended for school nurses and school based health centers; and provided further, that not less than \$100,000 shall be expended to the H.E.L.P. program so-called, for black males health .....	17,332,518
4590-0300	For smoking prevention and cessation programs; provided, that no funds shall be expended in the AA subsidiary for any personnel-related costs .....	13,750,000
4590-0912	The department may expend an amount not to exceed \$16,322,258 from reimbursements collected for western Massachusetts hospital services, subject to the approval of the commissioner of public health; provided, that such revenues may be expended for the purpose of hospital-related costs, including personnel, capital expenditures, DD object class charge-backs and motor vehicle replacement; provided further, that all revenues expended shall be pursuant to schedules submitted to the secretary of administration and finance and the house and senate committees on ways and means; provided further, that notwithstanding any general or special law to the contrary, the western Massachusetts hospital shall be eligible to receive and retain full reimbursement from the medical assistance program of the executive office of health and human services; provided further, that notwithstanding any general or special law to the contrary, the western Massachusetts hospital shall reimburse the General Fund for a portion of employee benefit expenses, according to a	

	<p>schedule submitted by the commissioner of public health and approved by the secretary for administration and finance; provided further, that such reimbursement shall not exceed 10 per cent of total personnel costs for the hospital; provided further, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system; and provided further, that no funds appropriated herein shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item .....</p>	16,322,258
4590-0913	<p>For the Lemuel Shattuck hospital in the department; provided, that the hospital shall not expend more than \$500,000 in revenues collected from private medical vendors for the purposes of funding expenses for services provided to inmates of county correctional facilities which have privatized medical care; provided, that for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system .....</p>	500,000
4590-0915	<p>For the maintenance and operation of Tewksbury hospital, Massachusetts hospital school, Lemuel Shattuck hospital and the hospital bureau, including the state office of pharmacy services; provided, that all revenue generated by the hospitals shall be credited to the General Fund; provided further, that no funds appropriated in this item shall be expended for administrative, space or energy expenses of the department not directly related to personnel or programs funded in this item; provided further, that Tewksbury hospital shall not be used to house county, state or other prisoners; provided further, that the department shall take no action to reduce or realign the client population and services at Tewksbury hospital unless such action results in alternative service delivery in an appropriate and cost-effective method of care; provided further, that staffing configurations at Tewksbury hospital shall be consistent with the client population and service realignment; provided further, that \$241,743 shall be made available for the fifth of 6 annual TELP payments for a CT scanner procured for Lemuel Shattuck hospital; provided further, that reimbursements received for medical services provided at the Lemuel Shattuck hospital to inmates of county correctional facilities not managed by private health care vendors shall be credited to item 4590-0903 of section 2B; and provided further, that notwithstanding any general or special law to the contrary, the department shall seek to obtain federal financial participation for care provided to inmates of the department of correction and of</p>	

	county correctional facilities who are treated at the public health hospitals .....	143,610,416
4590-0917	For the department of public health; provided, that the department may expend an amount not to exceed \$4,160,000 from payments received from the vendor managing health services for state correctional facilities for inmate medical services provided by the Lemuel Shattuck hospital; provided, that the payments may include capitation payments, fee for service payments, advance payments and other compensation arrangements established by contract between the vendor and the hospital; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system .....	4,160,000
4590-1503	For the pediatric palliative care program established in section 24K of chapter 111 of the General Laws .....	900,000
4590-1506	For a grant program to be administered by the department of public health to support the establishment of a comprehensive youth violence prevention program; provided, that the commissioner of public health shall distribute grant funds through a competitive grant program that gives preference to applications that: (a) serve communities that have been identified by the department as being high risk communities for youth violence; (b) demonstrate multidisciplinary collaboration, including youth serving community organizations, state agencies, local law enforcement, medical and public health professionals, and faith-based organizations; (c) utilize a youth development framework that includes addressing out-of-school time activities, mentoring, leadership training, employment readiness training, conflict resolution, education support, family support services and financial literacy; (d) provide positive programming during, but not limited to, the hours of 2 pm and 10 pm; and (e) demonstrate the ability to work with the department staff to conduct comprehensive evaluations of program development and implementation activities; provided further, that no grants shall be awarded to law enforcement agencies; provided further, that funds shall be considered one-time and grants shall not annualize in fiscal year 2010; provided further, that administrative costs for successful grant applications shall not exceed 3 per cent of the value of the grant; provided further, that no grant funds shall be expended on food or beverages; provided further, that the department of public health shall publish guidelines and an application for the grant program not later than September 1, 2008; provided further, that awards shall be made to applicants not later than December 1, 2008; provided further, that the department of public health shall report to the house and senate committees on ways and means detailing the grant amount	

awarded to each recipient and a description of each grant;  
and provided further, that each grant recipient shall provide the department of public health with a comprehensive list of best practices that have been instituted as a result of these grants .....

3,000,000

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## OFFICE OF CHILDREN, YOUTH AND FAMILY SERVICES.

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### DEPARTMENT OF SOCIAL SERVICES.

4800-0015 For central and area office administration; provided, that the associated expenses of employees whose AA object class costs are paid from item 4800-1100 shall be paid from this item; provided further, that no funds shall be expended from this item for the compensation of unit 8 employees; provided further, that the department shall not place a child or adolescent referred by, or discharged from, the care of the department of mental health until the latter department forwards an assessment and recommendation as to whether the child or adolescent may be appropriately placed in foster care or, if due to severe emotional disturbance, is more appropriate for group care; provided further, that the department, in consultation with the department of mental health, shall establish guidelines to assist the latter department in making such assessments and recommendations; provided further, that, unless otherwise authorized, all funds, including federal reimbursements received by the department, shall be credited to the General Fund; provided further, that the department shall expend not less than \$1,000,000 in the AA or CC object codes to hire medical and psychiatric staff to collaborate with the department's social workers; provided further, that the department shall employ not less than 1 full-time board-certified physician; provided further, that the department and the department of early education and care shall design and implement standards for early education and care placements made through the supportive child care program; provided further, that the department, in collaboration with the department of early education and care, shall maintain a centralized list detailing the number of children eligible for supportive child care services, the number of supportive slots filled, and the number of supportive slots available; provided further, that notwithstanding any general or special law to the contrary, the department shall not reduce recoupment amounts recommended by the state auditor; provided further, that not later than February 17 of the current fiscal year, the department shall provide to the house and senate committees on ways and means and the chairs of the joint committee on children and families a report detailing the number of medical and psychiatric personnel currently employed by or contracted with the department; provided further, that the report shall include the number of foster care reviews conducted by the department and the average

length of time in which each review is completed; provided further, that the report shall contain the number of the department's contracts reviewed by the state auditor and the number of corrective action plans issued; provided further, that the report shall also include the number of corrective action plans entered into by the department; provided further, that the report shall include the number of social workers and supervisors who have a bachelors' or masters' degree in social work; provided further, that the report shall include the total number of social workers and the total number of social workers holding licensure by level; provided further, that the comptroller shall act in accordance with item 1000-0001 if the report, with all of its components, is not filed within 10 days of the stated due date; provided further, that the department shall file a report on the first business day of each month to the chairs of the senate and house committees on ways and means and the chairs of the joint committee on children and families on the caseload of the department; provided further, that caseloads provided in this report shall include: residential placements, group care, foster care, therapeutic foster care, adoption, guardianship, 51A reports, substantiated 51A reports, the number of children who die in the care and custody of the department, the number of children on the waitlist for supportive child care and the number of medical and psychiatric consultation requests made by the department's social workers; provided further, that the report shall include the number of approved foster care placements; provided further, that the report shall also include the number of children in psychiatric hospitals and community based acute treatment programs who remain hospitalized beyond their medically necessary stay while awaiting placement and the number of days each case remains in placement beyond that which is medically necessary; provided further, that the report shall include the number of children under department of social services care and custody who are being served in medical or psychiatric care provided through other publicly-funded sources; provided further, that the report shall also contain the number of children served by supervised visitation centers and the number of those children who are reunified with their families; provided further, that the report shall contain information on the total number of children served, their ages, the number of children served in each service plan, the number of children in out-of-home placements and the number of placements each child has had before receiving an out-of-home placement; provided further, that the report shall also contain the number of families receiving multiple 51A reports within a 10-month period, the number of cases reopened within 6 months of being closed and the number of children who return home and then re-enter an out-of-home placement within 6 months; provided further, that the report shall detail the number of children diverted from residential settings, the programs in which they were placed, the associated cost savings from the diversion and any other measurements that would help assess the success of these

	programs in promoting the health and well-being of children; provided further, that the commissioner of the department of social services may transfer funds between items 4800-0021, 4800-0030, 4800-0038, and 4800-0041, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of the funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 15 days prior to any such transfer; provided further, that not later than December 1, 2008, the department shall submit a report to the house and senate committees on ways and means and the chairs of the joint committee on children and families including but not limited to (a) the criteria for which a child in need of services is removed from the home; (b) the criteria for the delivery of services alternative to removing a child from the home; and (c) the criteria for the involvement of the department of social services when a child remains in the home; and provided further, that not more than 5 per cent of any item shall be transferred in fiscal year 2009 .....	77,329,472
4800-0016	The department of social services may expend for the operation of the transitional employment program an amount not to exceed \$2,000,000 from revenues collected from various state, county and municipal government entities, as well as state authorities, for the costs related to the provision of services by the participants and the overhead costs and expenses incurred by the not-for-profit managing agent selected by the commissioner for administering the program; and provided further, that notwithstanding any general or special law to the contrary, the commissioner of social services may enter into a contract with Roca, Inc., a not-for-profit community based agency, to manage the transitional employment program and to provide services to participants from the aging out population, parolees, probationers, youth service releases, or other community residents considered to have employment needs .....	2,000,000
4800-0021	For the department of social services to enhance delivery of a comprehensive social service program as defined in section 2 of chapter 18B; provided further, that funds from this line item shall be expended in a manner to be determined by the department most likely to protect the physical and psychological safety of minors in the custody or under the care of the department; provided further, that 30 days prior to the distribution of any funds from this line item the department shall submit a report to the secretary of administration and finance and the house and senate committees on ways and means; and provided further, that the report shall include, but not be limited to, findings of the department justifying the method of distribution and details thereof .....	5,000,000
4800-0025	For foster care review services .....	2,976,282
4800-0030	For local and regional administration and coordination of services provided by lead agencies and regional resource	

	centers; provided, that flex services provided by these agencies shall be funded from this item .....	21,020,794
4800-0036	For a sexual abuse intervention network program to be administered in conjunction with the district attorneys; provided, that each district attorney shall receive not less than the amount it received in the previous fiscal year for the sexual abuse intervention program .....	740,076
4800-0038	For stabilization, unification, reunification, permanency, adoption, guardianship and foster care services provided by the department of social services; provided, that services funded through this item shall include shelter services, substance abuse treatment, family reunification networks, young parent programs, parent aides, education and counseling services, family preservation services, foster care, adoption and guardianship subsidies, tiered reimbursements used to promote the foster care placement of children with special medical and social needs, assessment of the appropriateness of adoption for children in the care of the department for more than 12 months, protective services provided by partnership agencies, targeted recruitment and retention of foster families, respite care services, post-adoption services, support services for foster, kinship and adoptive families, and juvenile firesetter programs; provided further, that any child who would have been eligible for a clothing benefit under regulations in place on January 1, 2006, shall receive a clothing benefit in fiscal year 2009; provided further, that not less than \$2,300,000 shall be expended for the Young Parent Support Program; provided further, that not less than \$500,000 shall be expended on the recruitment and retention of foster parents; provided further, that not less than \$498,850 shall be expended for Latinas y Ninos and Casa Esperanza; provided further that not less than \$7,500 shall be provided for the House of Peace and Education in Gardner for 'HOPE for Kids'; provided further that, no less than \$300,000 shall be expended for Massachusetts Families for Kids; provided further, that not less than \$200,000 shall be expended to support the family center component of the Greater Lowell Family Resource Center; provided further that no less \$125,000 shall be expended for the North End Outreach Network of Springfield; provided further, that not less than \$100,000 shall be expended for the Conway Children's Advocacy Center of Plymouth County; provided further, that not less than \$150,000 shall be expended in region 1 for a community-based family unification counseling program to prevent juvenile delinquency; provided further, that not less than \$50,000 shall be expended for Family Service, Inc. of Lawrence; provided further, that not less than \$163,642 be expended for the International Institute of the Merrimack Valley; provided further, that not less than \$100,000 shall be expended for the Families United for Teens' Health; provided further, that not less than \$187,500 shall be expended on the Center for Family Connections in Cambridge to provide therapeutic and rehabilitative mental	

health services, targeted research on well-being outcomes, and permanency planning for older hard-to-place youth and those aging out of the foster care system; provided further that not less than \$140,000 shall be expended for the MSPCC Franklin County Supervised Visitation Program; provided further, that not less than \$300,000 shall be expended for a statewide contract with Northeastern University for violence prevention and conflict resolution program; provided further that not less than \$50,000 shall be expended for youth violence prevention programs administered by Youth Central Services; provided further, that not less than \$130,000 shall be expended for the Children's Cove Cape and Islands Child Advocacy Center; provided further, that not less than \$25,000 shall be expended for the Concilio Hispano in Somerville; provided further, that not less than \$25,000 shall be expended for Centro Presente of Cambridge; provided further, that not less than \$20,000 shall be expended for the Massachusetts Association of Portuguese Speakers of Cambridge; provided further, that not less than \$20,000 shall be expended for the Haitian Coalition of Somerville; provided further, that not less than \$20,000 shall be expended for the Baby Safe Haven program; provided further, that not less than \$50,000 shall be expended for the purpose of providing case management services for the Amity Transitional Housing Program in the city of Lynn; provided further that not less than \$150,000 shall be expended for the Julie's Family Learning Center in South Boston, a section of Boston; provided further that not less than \$257,000 shall be expended for a contract with the Laboure Center in the South Boston section of Boston for an Integrated Family Service team in Region 6; provided further that not less than \$104,123 shall be expended in grants for Framingham High School for the Teen Parenting program; provided further that no less, \$298,000 for Alternative Schools for students aged 14-16 inclusive who are placed before the on children in need of services petitions (CHINS); provided further, that not less than \$140,000 shall be expended for the Comprehensive School Age Parenting Program, Inc. for maintaining and expanding its year-round school based programs in Boston high schools, middle schools, pilot schools and small schools education complexes for pregnant teens, young mothers and fathers and other youth at high risk of school drop out; and provided further, that not less than \$50,000 shall be provided for youth services at the Uxbridge Youth Center .....

314,005,962

4800-0041

For group care services; provided, that funds may be expended from this item to provide intensive community-based services to children who would otherwise be placed in residential settings; provided, that the department shall form area review teams that shall evaluate the feasibility of maintaining the child in the community in this manner wherever possible before recommending placement in a residential setting .....

229,564,360

4800-0091	<p>The department of social services may expend not more than \$3,000,000 in federal reimbursements received under Title IV-E of the Social Security Act during fiscal year 2009 for the purposes of developing a training institute for professional development of social workers at the department of social services with the University of Massachusetts Medical School and Salem State College; provided, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lesser of this authorization or the most recent revenue estimate as reported in the state accounting system; provided further, that notwithstanding section 1 or any other general or special law to the contrary, federal reimbursements received in excess of \$3,000,000 shall be credited to the General Fund; and provided further, that no funds shall be expended from this item for lease purchases or the Family Networks system .....</p>	3,000,000
4800-0151	<p>For a program to provide alternative overnight non-secure placements for status offenders and nonviolent delinquent youths up to the age of 17 in order to prevent the inappropriate use of juvenile cells in police stations for such offenders, in compliance with the federal Juvenile Justice and Delinquency Prevention Act of 1974; provided, that the programs which provide the alternative non-secure placements shall collaborate with the appropriate county sheriff's office to provide referrals of those offenders and delinquent youths to any programs within the sheriff's office designed to positively influence youths or reduce, if not altogether eliminate, juvenile crime; provided further, that the department of social services shall file a report detailing the number of children in need of services as defined in section 21 of chapter 119 of the General Laws, for whom a parent or legal guardian, police officer or supervisor of attendance appointed pursuant to section 19 of chapter 76 of the General Laws seeks assistance; provided further, that the department of social services shall compile this report in collaboration with the juvenile court, the department of probation, the department of mental health, the department of youth services, the department of education and the executive office of health and human services; provided further, that the review shall contain information on the demographics of the population of children served, the contacts a child has with the executive of judicial agencies and departments, the service needs identified for each child, recidivism rates and the outcome of individual cases; provided further, that information identifying individual persons shall not be included in this report; and provided further, that the department of social services in collaboration with those agencies, shall report its findings to the chairs of the house and senate committees on ways and means and the chairs of the joint committee on children and families no later than October 12, 2008 .....</p>	319,171

4800-1100	For the AA object class costs of the department's social workers; provided, that funds shall be directed toward mitigating social worker caseloads in those area offices furthest above the statewide weighted caseload standard and toward achieving a social worker caseload ratio of 18 to 1 statewide; provided further, that only employees of bargaining unit 8 as identified in the Massachusetts personnel administrative reporting and information system shall be paid from this item; and provided further, that any other payroll or administrative expenses associated with the management or support of such employees shall be paid from item 4800-0015 .....	157,262,697
4800-1400	For shelters and support services for people at risk of domestic violence; provided, that the department shall pursue the establishment of public-private partnership agreements established for family stabilization services funded from sources other than the commonwealth; provided further, that services shall include supervised visitation programs, certified batterer intervention programs for indigent batterers and their families, and scattered site transitional housing programs, including programs to assist victims of domestic violence in finding and maintaining permanent housing; provided further, that participants in battered women's programs shall be provided with information regarding local transitional housing resources; provided further, that funding shall be made available to enhance counseling services for children who have witnessed domestic violence; provided further, that funding shall be made available for emergency shelters for substance abusing battered women; provided further, that funding shall be made available for a statewide domestic violence hotline; provided further, that the department shall continue to provide any match funding required by federal program regulations; and provided further, that domestic violence prevention specialists shall be funded from this item; provided further that not less than \$150,000 shall be expended for a domestic violence prevention program called 'Teens-At-Risk', operated by Portal To Hope for the communities of Everett, Lynn, Malden, Medford and Winthrop without the need of approval by the commissioner of public health; provided further, that not less than \$15,000 shall be expended for the Words not Weapons mentoring project in the town of Saugus; provided further, that not less than \$10,000 shall be expended for the Wakefield Alliance Against Violence; and provided further, that not less than \$10,000 shall be expended for the Melrose Alliance Against Violence .....	22,972,526

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## OFFICE OF HEALTH SERVICES.

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### DEPARTMENT OF MENTAL HEALTH.

5011-0100	For the operation of the department; provided, that the department shall not refer or discharge a child or adolescent to the custody or care of the department of social services
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until the department of mental health forwards its assessment and recommendation as to whether the child or adolescent is appropriate for foster care or, due to severe emotional disturbance, is more appropriate for group care; and provided further, that notwithstanding any general or special law to the contrary, the department of mental health shall report annually to the house and senate committees on ways and means on civil commitments .....

41,156,151

5042-5000 For child and adolescent services, including the costs of psychiatric and related services provided to children and adolescents determined to be medically ready for discharge from acute hospital units or mental health facilities and who are experiencing unnecessary delays in being discharged due to the lack of more appropriate settings; provided, that for the purpose of funding those services, the commissioner of mental health may allocate funds from the amount appropriated in this item to other departments within the executive office of health and human services; provided further, that the department shall submit a report to the house and senate committees on ways and means not later than January 15, 2009 on the results of the collaboration between the department and the other departments within the executive office of health and human services; provided further, that the report shall detail the current status of the implementation of clinically appropriate service models for that population of children and adolescents, and remaining disparities in the service system which require children and adolescents to be served in unnecessarily restrictive or otherwise clinically inappropriate settings and changes during fiscal years 2007 and 2008 in the clinical acuity of children and adolescents; provided further, that the department shall submit to the house and senate committees on ways and means not later than November 17, 2008 a report detailing the implementation of the settlement agreement, dated August 29, 2006, and entered into by the parties of Rosie D. et al V. Romney, civil action No. 01-30199-MAP, filed in the United States District Court in order to provide community based services to children suffering from severe emotional disturbances, that shall include a schedule detailing the commencement of services and cost to implement the settlement by service type; provided further, that said report shall detail the impact on the number of residential placements provided for in item 5095-0015; provided further, that not less than \$1,800,000 shall be expended from this item in fiscal year 2009 to ensure that a licensed practitioner or a licensed nurse administers medication to children and adolescents whose mental health services are delivered by public or private providers of those services; and provided further, that not less than \$2,500,000 shall be expended for the child psychiatric access project .....

75,643,783

5046-0000 For adult mental health and support services; provided, that the department shall allocate funds in an amount not to exceed \$5,000,000 from item 5095-0015, to this item, as

	necessary, pursuant to allocation plans submitted to the house and senate committees on ways and means 30 days prior to any such transfer, for residential and day services for clients formerly receiving care at department facilities; provided further, that the department shall report to the house and senate committees on ways and means on the distribution of funds per adult and child planning population and the types of services received in each region for fiscal year 2009 not later than February 1, 2009; provided further, that not less than \$50,000 shall be expended to continue and expand the triage counseling services in the Needham public schools; provided further, that not less than \$3,314,796 shall be expended on the expansion of housing for the homeless mentally ill; provided further that not less than \$75,000 shall be expended on expansion of employment support services at the Fairwinds Clubhouse in Falmouth; provided further, that \$200,000 shall be expended for jail diversion programs; provided further, that not less than \$300,000 shall be expended for a pre-arrest jail diversion grant program at the Department of Mental Health for five (5) programs; and provided further, that not less than \$50,000 shall be expended for culturally and linguistically appropriate mental health services for immigrants at the International Institute of Boston .....	321,261,970
5046-2000	For homelessness services; provided, that not less than \$50,000 shall be expended for homelessness services at the Salem Mission .....	22,523,865
5046-4000	For the department of mental health; provided, that the department may expend not more than \$125,000 in revenue collected from occupancy fees charged to the tenants in the creative housing option in community environments, the CHOICE program authorized by chapter 167 of the acts of 1987; and provided further, that all fees collected under that program shall be expended for the routine maintenance and repair of facilities in the CHOICE program including the costs of personnel .....	125,000
5047-0001	For emergency service programs and acute inpatient mental health care services; provided, that the department shall continue an interagency service agreement with the executive office of health and human services for the purchase of services and for such other services as the agreement may provide including, but not limited to, acute inpatient care and diversionary services; provided further, that the most recent savings projection from the implementation of the agreement may be expended for community services in the MM object class of this item; and provided further, that the emergency service programs shall take all reasonable steps to identify and invoice the third party insurer of all persons serviced by the programs .....	36,121,270
5055-0000	For forensic services provided by the department; provided, that no less than \$1,186,000 shall be expended to sustain and expand services provided through juvenile court clinics .....	8,124,956

5095-0015	<p>For the operation of adult inpatient facilities, including the community mental health centers; provided, that in order to comply with the Olmstead decision and to enhance care within available resources to clients served by the department, the department shall take steps to consolidate or close psychiatric hospitals managed by the department and shall endeavor within available resources to discharge clients residing in the inpatient facilities to residential services in the community when the following criteria are met: 1) the client is deemed clinically suited for a more integrated setting; 2) community residential service capacity and resources available are sufficient to provide each client with an equal or improved level of service; and 3) the cost to the commonwealth of serving the client in the community is less than or equal to the cost of serving the client in inpatient care; provided further, that any client transferred to another inpatient facility as the result of a facility closure shall receive a level of care that is equal to or better than the care that had been received at the closed facility; provided further, that the department may allocate funds in an amount not to exceed \$5,000,000 from this item to item 5046-0000, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer, for residential and day services for clients formerly receiving inpatient care at the centers and facilities; and provided further, that the department of mental health shall notify the joint committee on mental health and substance abuse and the house and senate committees on ways and means 60 days prior to the closure of any inpatient state hospital beds .....</p>	178,849,832
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**DEPARTMENT OF MENTAL RETARDATION**

5911-1003	<p>For the administration and operations of the department of mental retardation; provided, that the department shall not charge user fees for transportation or community day services; provided further, that the department shall not charge fees for eligibility determination for services provided by the department or for applications of requests for transfer of guardianship; provided further, that notwithstanding any general or special law to the contrary, in fiscal year 2009 the comptroller shall transfer from the department of mental retardation trust fund established under section 2RRR of chapter 29 of the General Laws an amount sufficient to reflect the costs of the assessment on public facilities collected under section 27 of chapter 118G of the General Laws and an amount sufficient to fund rate increases for services provided to MassHealth members by nonpublic intermediate care facilities and community-based residences; provided further, the comptroller shall transfer the federal financial participation received as a result of expenditures funded by the assessments to an account established for the department of mental retardation to administer for the purposes described above; provided further, that the assessments</p>
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	shall not be collected and the expenditures shall not be authorized until the department of mental retardation and the executive office of health and human services certify the receipt of federal approval of any home and community-based waiver amendments and related Title XIX state plan amendments, if required; and provided further, that the department shall submit a semi-annual report to the house and senate committees on ways and means detailing the total number of service coordinators within the department, the number of consumers served by said coordinators, and the amount of time spent per month per consumer; and provided further, that not less than \$30,000 shall be allocated to Whole Children, Inc. of Hadley .....	77,575,612
5911-2000	For transportation costs associated with the adult services program; provided, that the department shall provide transportation on the basis of priority of need as determined by the department .....	14,137,324
5920-2000	For vendor-operated community-based residential adult services, including intensive individual supports; provided, that \$13,145,837 shall be expended in annualized funding for Turning 22 clients who began receiving the services in fiscal year 2008 pursuant to item 5920-5000 of section 2 of chapter 61 of the acts of 2007; provided further, that the commissioner of the department of mental retardation shall transfer funds from this item to item 5920-2010, as necessary, pursuant to an allocation plan, which shall detail by object class the distribution of said funds to be transferred and which the commissioner shall file with the house and senate committees on ways and means 15 days before any such transfer; provided further, that not more than \$5,000,000 shall be transferred from this item in fiscal year 2009; provided further, that not less than \$500,000 shall be expended for Best Buddies Massachusetts; provided further, that not less than \$100,000 shall be expended for the Massachusetts Special Olympics; and provided further, that not less than \$100,000 shall be expended for services to the developmentally disabled provided by Grow Associates, Inc. in the town of Avon ...	569,334,202
5920-2006	For the implementation of a residential rate initiative; provided, that the department shall submit a report to the house and senate committees on ways and means not later than January 18, 2009, detailing the use of such funds to establish a rate system for vendor-operated residential services .....	2,250,000
5920-2010	For state-operated community-based residential services for adults, including community-based health services for adults; provided, that the department shall maximize federal reimbursement, whenever possible under federal regulation, for the direct and indirect costs of services provided by the employees funded in this item .....	136,245,115
5920-2020	For compliance with the terms of the settlement agreement, dated December 19, 2000, and entered into by the parties in Boulet v. Cellucci, Civil Action No. 99-CV-10617-	

	DPW, filed in the United States District Court of Massachusetts in order to provide services to the clients of the department on the waiting list on July 14, 2000 .....	88,173,986
5920-2025	For community-based day and work programs for adults and for \$4,518,823 in annualized funding for Turning 22 clients who began receiving services in fiscal year 2008 under item 5920-5000 of section 2 of chapter 61 of the acts of 2007; provided further, that not less than \$100,000 shall be expended for the Life Focus Center in the Charlestown neighborhood of the city of Boston .....	128,959,457
5920-3000	For respite services and intensive family supports; provided, that the department shall pursue the highest rates of federal reimbursement possible for such services; and provided further, that not more than \$50,000 shall be expended for the Friendship Home project in Norwell; and provided further, that not less than \$50,000 shall be expended for the Advocacy Resource Center in New Bedford to provide critical family support services in the area of community-based resident education for special needs children .....	55,294,228
5920-3010	For contracted support services for families with autistic children through the autism division at the department of mental retardation; provided, that not less than \$4,000,000 shall be expended for the purposes of providing direct services under the children's autism Medicaid waiver application submitted pursuant to chapter 107 of the acts of 2005 to be contingent upon a federal reimbursement of 50% for waiver services funded by the commonwealth; provided further, that at a minimum, this waiver shall include children with autism spectrum disorder ages 0 to 8, inclusive, including children with autism spectrum disorder ages 0 to 3, inclusive, receiving services through the department of public health's early intervention program; provided further, that the income eligibility for the waiver shall not be any lower than MassHealth standard income eligibility for children; provided further, that the department shall take all steps necessary to ensure that eligible children with autism immediately begin to receive services pursuant to such waiver; provided further, that the department shall immediately file any waiver amendments necessary to comport with the requirements of this item with the Centers for Medicare and Medicaid services; provided further, that the department shall report to the house and senate committees on ways and means, the joint committee on education and the joint committee on children, families and persons with disabilities on the number of contracted support services provided for families with autistic children under this item and the costs associated with such services, not later than March 1, 2009 including but not limited to a report on the implementation of the children's autism Medicaid waiver program pursuant to chapter 107 of the acts of 2005, with information regarding the number of children enrolled in the waiver and receiving services, linguistic and cultural diversity, age, gender, and geographic representation of the applicants	

and the children enrolled in the program, number of children requiring waiver services from families with income higher than MassHealth standard income eligibility, department plans to continue to assess the demand for waiver services, executive office of health and human services plans to expand the waiver for children on the autism spectrum of all ages in the future, and any other information determined relevant by the department; provided further, that the department shall submit copies of any amended waiver to the house and senate committees on ways and means, the joint committee on education and the joint committee on children, families and persons with disabilities not later than December 31, 2008; provided further, that not less than \$200,000 shall be expended for the purposes of a contract with Melmark New England, Inc. to provide training and support to families, educational collaboratives and public school districts on methods for coping with behavioral challenges associated with children who have autism spectrum disorders; provided further, that not less than \$200,000 shall be expended for the purposes of a contract with the New England Center for Children, Inc. to provide training and support to public school districts and families for the establishment of in district partner classrooms to serve children with autism spectrum disorders; and provided further, that \$100,000 be allocated to the Asperger's Association of New England to provide support services to individuals with high functioning autism or Asperger's syndrome .....

5,421,753

5920-5000 For services to clients of the department who turn 22 years of age during state fiscal year 2009; provided, that the amount appropriated under this item shall not annualize to more than \$17,664,660 in fiscal year 2010; and provided further, that the department shall report to the house and senate committees on ways and means no later than January 2, 2009 on the use of any funds encumbered or expended from this item including, but not limited to, the number of clients served in each region and the types of services purchased in each region .....

7,700,000

5930-1000 For the operation of facilities for the mentally retarded, including the maintenance and operation of the Glavin Regional Center; provided, that in order to comply with the provisions of the Olmstead decision and to enhance care within available resources to clients served by the department, the department shall take steps to consolidate or close intermittent care facilities for the mentally retarded, in this item called 'ICF/MRs', managed by the department and shall endeavor, within available resources, to discharge clients residing in the ICF/MRs to residential services in the community if the following criteria are met: 1) the client is deemed clinically suited for a more integrated setting; 2) community residential service capacity and resources available are sufficient to provide each client with an equal or improved level of service; and 3) the cost to the commonwealth of serving the client in the community is less than or equal to the cost of serving the

	client in ICF/MRs; provided further, that any client transferred to another ICF/MR as the result of a facility closure shall receive a level of care that is equal to or better than the care that had been received at the closed ICF/MR; provided further, that the department shall report to the joint committee on human services and the house and senate committees on ways and means on the progress of this initiative, including both past actions and proposed future actions; provided further, that the department may allocate funds from this item to items 5920-2000, 5920-2010, and 5920-2025, as necessary, under allocation plans submitted to the house and senate committees on ways and means 30 days before any transfer, for residential and day services for clients formerly receiving inpatient care at ICF/MRs; and provided further, that the department shall maximize federal reimbursement, whenever possible under federal regulation, for the direct and indirect costs of services provided by the employees funded in this item .....	187,545,814
5982-1000	For the department of mental retardation; provided, that the department may expend not more than \$150,000 accrued through the sale of milk and other farm-related and forestry products at the Templeton Developmental Center for program costs of the center, including supplies, equipment and maintenance of the facility; provided, that notwithstanding any general or special law to the contrary and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system .....	150,000

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## EXECUTIVE OFFICE OF TRANSPORTATION.

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### OFFICE OF THE SECRETARY.

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6000-0100	For the office of the secretary of transportation; provided, that the office shall collaborate with the department of transitional assistance in its efforts to develop a program of transportation services for current and former recipients of the transitional aid to families with dependent children program pursuant to item 4401-1000; provided further, that the office shall submit to the joint committee on transportation and the house and senate committees on ways and means monthly reports detailing projects funded through the statewide transportation improvement program including, but not limited to, the location of the projects, the cost of the projects, the date of advertisement of the projects, the commencement date of the projects, the projected completion date of the projects and the source of funds for the projects; provided further, that the office shall also provide the committees with quarterly reports detailing construction and reconstruction projects on town and county ways as described in paragraph (a) of clause	
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(2) of the first paragraph of section 34 of chapter 90 of the General Laws for which municipalities are projected to seek, have filed claims or have been paid state reimbursement; provided further, that a city or town shall comply with the procedures established by the secretary to obtain the necessary information to produce the reports; provided further, that the reports shall include, but not be limited to, the cost of the projects by city or town, the source of funding of the projects by city or town and the commencement and completion dates of the projects by city or town; provided further, that the secretary of the executive office of transportation, in collaboration with the commissioner of highways, shall file a report each year with the joint committee on transportation and the house and senate committees on ways and means not later than June 30; provided further, that the report shall include spending in the commonwealth through the statewide road and bridge program, the Chapter 90 program, the Small Town Road Assistance Program and all other programs expending funds for road and bridge projects within the commonwealth; provided further, that the report shall detail the location of the project by city or town, a brief project description, the project cost, the expected completion date, the source of funding and any other information deemed necessary; provided further, that the office shall submit to the house and senate committees on ways and means quarterly reports detailing all personnel-related expenditures made from capital funds; provided further, that the reports shall delineate for the executive office and for each agency, board, authority or commission under its control, the amounts paid in the prior quarter as compensation for each type of position assigned to capital projects that were charged to each such funding source; provided further, that the reports shall also delineate by funding source any other amounts paid for personnel-related costs that were charged to those funds, including payroll allocations for budgetary employees, fringe recovery and other chargebacks; provided further, that the reports shall identify the number of full time equivalent personnel classified in each position type; provided further, that the reports shall list all employees who are paid from this item and items 6010-0002 and 6006-0003 who also receive payments from any capital funds; provided further, that the reports shall include for each of those employees how much money the employees receive from the items and how much money each employee receives from any capital funds; provided further, that the reports shall delineate the information for full-time employees, part-time employees and contracted personnel; and provided further, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to inter-departmental service agreements ..... 5,087,884

Highway Fund .....100.0%

6000-0110 For the purpose of property management and maintenance of railroad properties owned by the executive office of trans-

	portation on behalf of the commonwealth, including the cost of personnel; provided, that the office may expend an amount not to exceed \$27,344 from the rents and fees received pursuant to section 4 of chapter 161C of the General Laws .....	27,344
6000-0200	For the inter-district transportation program; provided, that such program shall include maintenance and expansion on routes serviced through the inter-district transportation program in fiscal year 2008; provided further, in fiscal year 2009, the level of service shall remain the same as fiscal year 2008; provided further, that the program shall be administered by the executive office of transportation; provided further, that the executive office of transportation shall negotiate an extension of all existing contracts for fiscal year 2009; provided further, that before the execution of the extensions and at the end of fiscal year 2009, the executive office shall request and each contractor shall provide all necessary books, materials, records and other compilations of data from each contractor to establish the appropriate state subsidy associated with each bus route; and provided further, that the compilations of data shall be made available to the senate and house committees on ways and means and the joint committee on transportation not later than December 15, 2008 .....	2,000,000
6005-0015	For certain assistance to the regional transit authorities, including operating grants and reimbursements to increase the accessibility of transit provided to the elderly and disabled under the mobility assistance program, the regional transit authority program and the inter-city bus capital assistance program; provided, that the commonwealth, acting by and through the executive office for administration and finance, for the period beginning July 1, 2008 and ending June 30, 2009, may enter into contracts with the authorities; provided further, that notwithstanding section 152A of chapter 161, and section 23 of chapter 161B of the General Laws, the amount shall be at least 50 per cent and up to 75 per cent of the net cost of service of each authority incurred in fiscal year 2008 shall be paid by the commonwealth, and shall not be assessed upon the cities and towns constituting the authorities; provided further, that the share assessed upon the cities and towns shall be at least 25 per cent of the net cost of service; provided further, that in the event that 25 per cent of the net cost of service of each authority exceeds 102.5 per cent of the previous year's local assessment, excluding payments made by cities and towns for the costs of new service, for which the cities and towns have not previously been assessed, as allowed by chapter 580 of the acts of 1980, the regional transit authority shall reduce its operating expenses or increase its revenues to meet the difference; provided further, that operating expenditures of each of the regional transit authorities for fiscal year 2009 shall not exceed 102.5 per cent of its operating expenditures for fiscal year 2008; provided further, that for the purposes of this item, operating expenditures shall not include federal,	

private or additional municipal non-state revenue sources or any expenses arising from the provision of services required by the Americans with Disabilities Act, or new services implemented after July 1, 1999, in an amount not to exceed a total of \$3,613,905 for the 16 regional transit authorities; provided further, that the new services must have first received approval of the appropriate regional transit authority advisory board; provided further, that not less than 25 per cent of the net cost of service of the new services shall be assessed to the cities and towns of the appropriate transit authority, as detailed previously in this item; provided further, that each regional transit authority which provides the new services must file a report with the house and senate committees on ways and means and the joint committee on transportation, detailing the total costs and revenues associated with the new service; provided further, that the cost of the new services shall not annualize to more than \$3,613,905; provided further, that not later than January 1, 2009, each of the 16 regional transit authorities shall submit to the house and senate committees on ways and means a report detailing any and all revenues collected as a result of services provided under item 4401-1000; provided further, that the executive office of transportation shall work cooperatively with the authorities and other public and private funding sources to maximize new revenues sources to expand transit services; provided further, that the authorities and the executive office of transportation shall develop processes and procedures for contracts for services with other state agencies; provided further, that the executive office of transportation and the authorities shall work cooperatively to implement multi-year contracting for regional transit authority capital projects, particularly for construction projects and other multi-year commitments of the authorities; provided further, that the regional transit authorities shall implement structural, managerial and administrative reforms in order to achieve cost savings in services provided by the authorities; provided further, that the reforms shall include, but not be limited to, improved financing procedures for capital needs, approved plans for short and long-term service, a coordinated program of mass transportation for the regional transit authorities that provides standards of service for the authorities for types of service, passenger miles, hours of service, cost of service by route and mile and passenger, non-transportation revenue and system revenue generating options including, but not limited to, fare revenue and advertising revenue, assessments on member cities and towns, net operating investment per passenger-mile ratio and service quality standards; provided further, that the program shall involve an approach to service coordinated with the Massachusetts Bay Transportation Authority and other transit providers in order to achieve maximum efficiency of regional transit authority service routes; provided further, that all regional transit authorities shall achieve the fare and/or revenue recovery ratio of 40 per cent within 18 months from the

effective date of this act; and provided further, that the Massachusetts Association of Regional Transit Authorities shall, on or before November 15, 2008, report to the joint committee on transportation and the house and senate committees on ways and means on the operations of the authorities in the first half of fiscal year 2009 and focus the report on the reforms and improvements ..... 60,138,391

General Fund .....80.0%

Highway Fund .....20.0%

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**MASSACHUSETTS AERONAUTICS COMMISSION.**

6006-0003 For the administration of the commission, including the expenses of the commissioners ..... 480,060

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**DEPARTMENT OF HIGHWAYS.**

6010-0001 For personnel costs of the department of highways, for certain administrative and engineering expenses and equipment of the highways commission, the office of the commissioner of highways, the division of administrative services, highway engineering, highway maintenance, highway construction, the outdoor advertising board, district and other highway activity offices, materials, supplies, fleet maintenance and equipment, general maintenance and equipment and the maintenance and operation of state highways and bridges and for the costs associated with the global positioning system program; provided, that no expenditures shall be made from the AA object code; provided further, that notwithstanding any general or special law to the contrary, the department may expend from capital authorizations amounts necessary to cover operational costs of the department in excess of amounts appropriated in this item to ensure that adequate staffing levels are maintained to support the services and programs offered by the department; provided further, that the department shall file quarterly reports with the house and senate committees on ways and means detailing all amounts expended on bond-funded capital projects under the jurisdiction of the department and for all administrative and personnel expenses of the department charged to such bonds; provided further, that the reports shall be filed not later than 30 days after the end of each quarter; provided further, that notwithstanding any administrative bulletin or general or special law to the contrary, the department shall not pay any fees charged for the leasing or maintenance of vehicles to the division of operational services; provided further, that the department shall not be subject to section 36A of chapter 30 of the General Laws and section 22 of chapter 7 of the General Laws, but shall submit to the secretary of transportation for approval requests to repair such vehicles costing in excess of the limit set forth in said section 7; provided further, that the costs of routine highway maintenance provided by private and union workers in contract areas 1A, 1B, 2A, 2B, 3A, 3B, 3C, 4A, 4B, 4C, 4D, 5A, 5B and 5C and for costs associated

	with police services and overtime within such areas shall be paid from this item; provided further, that \$90,000 shall be made available for all contractual contingency costs associated with highway maintenance in such areas; and provided further, that the department shall submit quarterly reports to the house and senate committees on ways and means detailing for each contract area expenditures for the costs of contractual contingency fees, personnel, police services, overtime, materials and vehicle repairs .....	15,939,438
	Highway Fund .....100.0%	
6010-0002	For AA object class payroll costs of item 6010-0001; provided, that the funds appropriated in this item shall be the only source of funding for all overtime expenses associated with the department's snow and ice control efforts; and provided further, that the department shall develop a plan that, by June 30, 2010, shall phase into the budgetary appropriation all personnel costs transferred to capital authorizations since June 30, 2002 .....	21,811,469
6010-0003	For the department of highways; provided, that the department may expend revenues collected up to \$1,000,000 from revenue generated from promotional programs; provided, that funds collected shall be used for the management of that program and for highway maintenance costs; provided further, that the department shall prepare a report delineating the proposed allocation of funds to be expended for the management of such program and highway maintenance costs; provided further, that the report shall be filed with the house and senate committees on ways and means not later than 30 days prior to any encumbrance of the funds; and provided further, that the program and any expenditures made under the program shall comply with all statutes, rules and regulations governing billboards, signs and other outdoor advertising devices .....	1,000,000
	Highway Fund .....100.0%	
6030-7201	For the costs of hired and leased equipment, vehicle repair, fuel costs and sand, salt and other control chemicals used for snow and ice control .....	20,000,000

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**BOARD OF LIBRARY COMMISSIONERS.**

7000-9101	For the operation of the board of library commissioners .....	1,120,347
7000-9401	For state aid to regional public libraries; provided, that the board of library commissioners may provide quarterly advances of funds for purposes authorized by clauses (1) and (2) of section 19C of chapter 78 of the General Laws, as it considers proper, to regional public library systems throughout each fiscal year, in compliance with the office of the comptroller's regulations on state grants, 815 CMR 2.00; provided further, that notwithstanding said section 19C of said chapter 78 or any other general or special law to the contrary, the Boston public library shall, as the library of last recourse for reference and research services	

	for the commonwealth, be paid from this item an amount equal to \$1.15 per resident in the commonwealth; and provided further, that notwithstanding any general or special law to the contrary, in calculating the fiscal year 2009 distribution of funds appropriated in this item, the board of library commissioners shall employ population figures used to calculate the fiscal year 2008 distribution .....	17,136,707
7000-9402	For the talking book library at the Worcester public library ....	427,015
7000-9406	For the Braille and talking book library at Watertown, including the operation of the machine lending agency; provided, that not less than \$100,000 shall be expended for the National Federation of the Blind Newsline Program ...	2,341,359
7000-9501	For state aid to public libraries; provided, that notwithstanding any general or special law to the contrary, no city or town shall receive any money under this item in any year when the appropriation of the city or town for free public library services is below an amount equal to 102.5 per cent of the average of the appropriations for free public library service for the 3 years immediately preceding; provided further, that notwithstanding any general or special law to the contrary, the board of library commissioners may grant no more than 55 additional waivers in excess of the waiver limit set forth in the second paragraph of section 19A of chapter 78 of the General Laws in fiscal year 2009 for a period of not more than 1 year; provided further, that notwithstanding any general or special law to the contrary, of the amount by which this item exceeds the amount appropriated in chapter 194 of the acts of 1998, funds shall be distributed under the guidelines of the municipal equalization grant program and under the guidelines of the library incentive grant program and under the guidelines for the nonresident circulation offset program; and provided further, that any payment made under this item shall be deposited with the treasurer of the city or town and held in a separate account and shall be expended by the public library of that city or town without appropriation, notwithstanding any general or special law to the contrary .....	9,989,844
7000-9506	For the technology and automated resource sharing networks	3,051,000
7000-9507	For the purposes of implementing a public library matching incentive grant program; provided, that a \$.50 state match shall be made for each \$1 that local trustees and public library foundations raise; provided further, that eligible state matching funds shall be made available to municipalities that raise at least \$2,000 and only up to \$100,000 raised; and provided further, that funds from this item shall be made available to the local public library trustees for the enhancement of library services and shall not be used as part of the local match for an approved public library project as defined in section 19H of chapter 78 of the General Laws or to meet the appropriation requirement as defined in section 19A of said chapter 78 .....	200,000

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**EXECUTIVE OFFICE OF HOUSING AND  
ECONOMIC DEVELOPMENT.**


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**OFFICE OF THE SECRETARY.**


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7002-0010	For the operation of the office of the secretary of housing and economic development which shall include the operation of the Massachusetts business-to-business program; provided, that agencies within the executive office may, with the prior approval of the secretary, streamline and improve administrative operations pursuant to interdepartmental service agreements .....	602,451
7002-0013	For the operation of expedited permitting at the executive office of housing and economic development, related technical assistance grants to local municipalities and related payments to the Massachusetts Development Finance Agency .....	4,037,461
7002-0045	For the operation of the office of the wireless and broadband affairs director .....	253,750
7007-1100	For the facilitation and support of joint academic and industrial research and development and commercial business exchanges between the commonwealth and the state of Israel in the area of life sciences .....	1,000,000
7007-1101	For research grants for pediatric stem cell research .....	2,500,000

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**DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT.**


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7004-0001	For the commission on Indian affairs; provided, that not less than \$100,000 shall be expended for the development of a Native American Institute to be developed in conjunction with the commission on Indian affairs and tribal leaders in Massachusetts .....	206,894
7004-0099	For the operation of the department of housing and community development; provided, that notwithstanding any general or special law to the contrary, the department may make expenditures for the purposes of the department against federal grants for certain direct and indirect costs under a cost overhead allocation plan approved by the comptroller; provided further, that the comptroller shall maintain an account on the Massachusetts management accounting and reporting system for the purpose of making these expenditures; provided further, that expenditures made against the account shall not be subject to appropriation and may include the cost of personnel; provided further, that notwithstanding any general or special law, rule, or regulation to the contrary, the department may conduct annual verifications of household income levels based upon state tax returns for the purposes of administering the state and federal housing subsidy programs funded in items, 7004-9005, 7004- 9024, 7004-9030, 7004-9033, 7004-9316, and items 7004-9009, 7004-9014, 7004-9019, 7004-9020 of section 2D; pro-	

vided further, that as a condition of eligibility or continued occupancy by an applicant or a tenant, the department may require disclosure of the social security number of an applicant or tenant and members of the applicant's or tenant's household for use in verification of income eligibility; provided further, that the department may deny or terminate participation in subsidy programs for failure by an applicant or a tenant to provide a social security number for use in verification of income eligibility; provided further, that the department may also consult with the department of revenue, the department of transitional assistance or any other state or federal agency which it considers necessary to conduct this income verification; provided further, that notwithstanding any general or special law to the contrary, these state agencies shall consult and cooperate with the department and furnish any information in the possession of the agencies including, but not limited to, tax returns and applications for public assistance or financial aid; provided further, that for the purposes of conducting this income verification, the director of the department may enter into an interdepartmental service agreement with the commissioner of revenue to utilize the department of revenue's wage reporting and bank match system for the purpose of verifying the income and eligibility of participants in federally assisted housing programs and that of members of the participants' households; and provided further, that for the purposes of clarification only, notwithstanding section 12 of chapter 490 of the acts of 1980, the department may authorize neighborhood housing services corporations to retain, reassign, and reloan funds received in repayment of loans made under the neighborhood housing services rehabilitation program; provided further, that not less than \$25,000 shall be expended for the Beverly Affordable Housing Coalition; provided further, that not less than \$125,000 shall be expended for the Hungry Hill Development Corporation in the city of Springfield; provided further, that not less than \$15,000 shall be expended for the Turning Point Day Resource Center for the Homeless in the town of Wareham; provided further, that \$63,440 shall be expended for the Worcester Housing Authority for a resident services employment coordinator; provided further, that \$50,000 shall be expended for the Quinsigamond Village Community Center for the creation of a part-time outreach worker and for administrative costs; provided further, that not less than \$50,000 be expended for the North Shore Housing Trust, Inc.; provided further, that not less than \$100,000 shall be expended for the Pleasant Street Neighborhood Network Center in Worcester; provided that not less than \$50,000 shall be expended for the Worcester YouthCenter, located in the city of Worcester; provided further, that not less than \$50,000 shall be expended for the South Worcester Neighborhood Improvement Corporation to continue to provide vital services to the poorest neighborhoods in the city of Worcester; provided further, that not less than \$25,000

shall be expended for AMEDAL in Lawrence; provided further, that not less than \$115,000 shall be expended for Food for the World Pantry; provided further, that not less than \$100,000 shall be expended for Neighbors in Need of the Merrimack Valley; provided further, that not less than \$25,000 shall be expended for upkeep and maintenance of the Rockland Community Center; provided further, that not less than \$150,000 shall be expended to World is Our Classroom, Inc. serving the towns of Holyoke, Westfield, Chicopee and Greenfield; provided further, that not less than \$35,000 shall be expended to the Holyoke Creative Arts Center; provided further, that not less than \$25,000 shall be expended for the Allston-Brighton Community Development Corporation's continued operation of a grant program to enhance housing quality standards; provided further, that not less than \$75,000 shall be expended for the continued operation of computer technology centers at the Commonwealth Housing Development, the Jackson Mann Community Center and the Power Up Center at Brighton High School; provided further, that \$150,000 shall be expended for ABCD North End/West End elderly program provided further, that not less than \$75,000 shall be expended for the Methuen-Arlington Neighborhood, Inc; provided further, that no less than \$150,000 shall be expended for 2 computer centers and the work force program operated by the Cambridge housing authority; provided further, that not less than \$50,000 shall be expended for the Clinton Housing Authority for the Water Street Senior Housing Complex, located in the town of Clinton provided further, that not less than \$100,000 shall be expended for the Indian Orchard Main Street Partnership; provided further, not less than \$100,000 shall be expended for a Homeless Prevention Program for the Homeless Connections Outreach Program in Fall River; provided further, that not less than \$100,000 shall be expended for preliminary economic development designs for downtown Needham; provided further, that not less than \$200,000 shall be expended to the Springfield Neighborhood Housing Services, Inc., so-called, in Springfield to develop new housing starts, prevent foreclosures, assist first-time home buyers, and to create jobs in the construction industry; provided further, that not less than \$95,000 shall be expended to the Boston Housing Authority for a program to provide certain tenant services for the West Broadway Task Force in the South Boston section of the city of Boston; provided further, that not less than \$25,000 shall be expended for the Marlborough Community Development Corporation; provided further, that not less than \$25,000 shall be allocated for operational support for the affordable housing program located at 9 Half Moon Street, in the Dorchester section of the city of Boston; provided further, that not less than \$100,000 shall be expended for the Safe Neighborhood Initiative Pilot Program in the Grove Hall area of Roxbury and Dorchester in the city of Boston; provided further, that not less than \$150,000 shall be expended to the town of Braintree as a

	one- time community action grant for the replacement of the communications console at the police department in the town of Braintree; provided further, that not less than \$20,000 shall be expended to the Town of Braintree as a one-time community action grant for Thayer Public Library; provided further, that not less than \$25,000 shall be expended for operational support for the affordable housing program for formerly homeless individuals at Egleston Crossing in the Dorchester section of the city of Boston; provided further, that not less than \$100,000 shall be expended to the Housing Families, Inc in the city of Malden for providing educational support programming for homeless children through the Children and Family Program; provided further, not less than \$300,000 shall be expended for the paving and construction of parking facilities in the town of Holbrook; and provided further, not less than \$300,000 shall be expended for a senior center in the city of Quincy .....	11,120,909
7004-2475	For the homeownership opportunity affordable housing program; provided, that all sums appropriated shall be used to write down interest rates on soft second mortgage loans for low and moderate-income first-time home buyers .....	5,750,000
7004-3036	For housing services and counseling; provided, that not less than \$1,600,000 shall be expended as grants for the operation of 9 regional housing consumer education centers operated by the regional nonprofit housing authorities; provided further, that the grants shall be through a competitive application process under criteria created by the department; provided further, that the department shall submit annual reports to the secretary of administration and finance, the house and senate committees on ways and means and the joint committee on housing detailing all expenditures of said program including for each regional housing consumer education center the total number of persons who received information and referral services, the costs for such services rendered per consumer and the identification of consumer issues and trends; provided further, that said department shall report to the house and senate committees on ways and means no later than March 1, 2008 on possible savings and efficiencies through consolidation of said services and counseling; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that \$141,000 shall be expended for the Just A Start Corporation to administer a housing stabilization and conflict management services program to prevent homelessness; and provided further, that not less than provided further that no less than \$100,000 shall be expended for the New North Citizens' Council, Inc. North End Housing Initiative \$80,925 shall be expended for the Central Massachusetts Housing Alliance Inc. Donations Clearinghouse Program .....	1,921,925
7004-3045	For a tenancy preservation program for neutral party consultation services in eviction cases before the housing court	

	department of the Massachusetts trial court for individuals with disabilities and for families that contain individuals with disabilities in cases where the disability is directly related to the reason for eviction .....	500,000
7004-4314	For the expenses of a service coordinators program established by the department to assist tenants residing in housing developed pursuant to sections 39 and 40 of chapter 121B of the General Laws to meet tenancy requirements in order to maintain and enhance the quality of life in that housing .....	490,401
7004-9005	For subsidies to housing authorities and nonprofit organizations including funds for deficiencies caused by certain reduced rentals in housing for the elderly, handicapped, veterans and relocated persons under sections 32 and 40 of chapter 121B of the General Laws; provided, that notwithstanding any general or special law to the contrary, all housing authorities operating elderly public housing shall offer first preference for elderly public housing units which are vacant on the effective date of this act, and thereafter, to those persons 60 years of age or older as of June 30, 2008, receiving rental assistance from the Massachusetts rental voucher program; provided further, that the department may expend funds appropriated in this item for deficiencies caused by certain reduced rentals which may be anticipated in the operation of housing authorities for the first quarter of the subsequent fiscal year; provided further, that no monies shall be expended from this item for the purpose of reimbursing the debt service reserve included in the budgets of housing authorities; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the amount appropriated in this item shall be considered to meet any and all obligations under said sections 32 and 40 of said chapter 121B; provided further, that any new reduced rental units developed in fiscal year 2009 eligible for subsidies under this item shall not cause any annualization that results in an amount exceeding the amount appropriated in this item; and provided further, that all funds in excess of normal utilities, operations and maintenance costs may be expended for capital repairs .....	67,000,000
7004-9024	For a program of rental assistance for low-income families and elderly persons through mobile and project-based vouchers; provided, that rental assistance shall only be paid under a program to be known as the Massachusetts rental voucher program; provided further, that the income of the households shall not exceed 200 per cent of the federal poverty level; provided further, that the department may award mobile vouchers to eligible households currently occupying project-based units that shall expire due to the nonrenewal of project-based rental assistance contracts; provided further, that the department, as a condition of continued eligibility for vouchers and voucher payments, may require disclosure of social security numbers by participants and members of participants' house-	

holds in the Massachusetts rental voucher program for use in verification of income with other agencies, departments and executive offices; provided further, that any household in which a participant or member of a participant's household shall fail to provide a social security number for use in verifying the household's income and eligibility shall no longer be eligible for a voucher or to receive benefits from the voucher program; provided further, that the vouchers shall be in varying dollar amounts and shall be set by the department based on considerations, including, but not limited to, family size, composition, income level and geographic location; provided further, that notwithstanding any general or special law to the contrary, the monthly dollar amount of each voucher shall be the department-approved total monthly rent of the unit less the monthly amount paid for rent by the household; provided further, that notwithstanding any general or special law to the contrary, the use of rent surveys shall not be required in determining the amounts of the mobile vouchers or the project-based units; provided further, that any household which is proven to have caused intentional damage to its rental unit in an amount exceeding 2 month's rent during any 1-year lease period shall be terminated from the program; provided further, that notwithstanding any general or special law to the contrary, a mobile voucher whose use is or has been discontinued shall be re-assigned within 90 days; provided further, that the department shall pay agencies \$32.50 per voucher per month for the costs of administering the program; provided further, that subsidies shall not be reduced for the cost of accommodating the cost of the inspections; provided further, that notwithstanding any general or special law to the contrary, each household holding a project-based voucher shall pay at least 30 per cent but not more than 40 per cent of its income as rent and each household holding a mobile voucher shall pay at least 30 per cent but not more than 40 per cent of its income as rent; provided further, that the department shall establish the amounts of the mobile vouchers and the project-based vouchers so that the appropriation in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which shall cause it to exceed the appropriation set forth in this item; provided further, that the households holding mobile vouchers shall have priority for occupancy of the project-based dwelling units in the event of a vacancy; provided further, that the department may impose certain obligations for each participant in the Massachusetts rental voucher program through a 12-month contract which shall be executed by the participant and the department; provided further, that such obligations may include, but shall not be limited to, job training, counseling, household budgeting and education, as defined in regulations promulgated by the department and to the extent these programs are available; provided further, that each participant shall be required to undertake

and meet these contractually established obligations as a condition for continued eligibility in the program; provided further, that for continued eligibility, each participant shall execute this 12-month contract on or before September 1, 2008, if the participant's annual eligibility recertification date occurs between June 30, 2008, and September 1, 2008, and otherwise on or before the annual eligibility recertification date; provided further, that any participant who is over the age of 60 years or who is disabled may be exempted from any obligations unsuitable under particular circumstances; provided further, that no funds shall be expended from this item in the AA object class for the compensation of state employees; provided further, that the department may assist housing authorities, at their written request, in the immediate implementation of a homeless prevention program utilizing alternative housing resources available to them for low-income families and the elderly by designating participants in the Massachusetts rental voucher program as at risk of displacement by public action through no fault of their own; provided further, that participating local housing authorities may take all steps necessary to enable them to transfer mobile voucher program participants from the Massachusetts rental voucher program into another housing subsidy program; and provided further, that the department of housing and community development shall strive to avoid a reduction in the value of the Massachusetts rental voucher from its value as of June 30, 2008 .....

32,947,202

7004-9030 For the transitional rental assistance program established under section 16 of chapter 179 of the acts of 1995; provided, that notwithstanding any general or special law to the contrary, the transitional rental assistance shall be in the form of mobile vouchers; provided further, that the vouchers shall be in varying dollar amounts set by the department based on considerations including, but not limited to, household size, composition, household income and geographic location; provided further, that any household which is proven to have caused intentional damages to its rental unit in an amount exceeding 2 month's rent during any 1 year shall be terminated from the program; provided further, that the department shall pay agencies that administer this program an allowance not to exceed \$25 per voucher per month for the costs of administration; provided further, that notwithstanding any general or special law to the contrary, there shall be no maximum percentage applicable to the amount of income paid for rent by each household holding a mobile voucher, but each household shall be required to pay not less than 25 per cent of its net income, as defined in regulations promulgated by the department, for units if utilities are not provided by the unit owner, or not less than 30 per cent of its income for units if utilities are provided by the unit owner; provided further, that payments for the transitional rental assistance may be provided in advance; provided further, that the department shall establish the amounts of the mobile vouchers, so that the appropriation

	in this item is not exceeded by payments for rental assistance and administration; provided further, that the department shall not enter into commitments which will cause it to exceed the appropriation set forth in this item; provided further, that the amount of a rental assistance voucher payment for an eligible household shall not exceed the rent less the household's minimum rent obligation; provided further, that the word "rent", as used in this item, shall mean payments to the landlord or owner of a dwelling unit under a lease or other agreement for a tenant's occupancy of the dwelling unit, but shall not include payments made by the tenant separately for the cost of heat, cooking fuel, and electricity; provided further, that the department shall submit an annual report to the budget director, the secretary of administration and finance, and the house and senate committees on ways and means detailing expenditures, the number of outstanding rental vouchers, and the number and types of units leased; provided further, that consistent with chapter 179 of the acts of 1995 the amount appropriated in this item shall not annualize to more than \$4,000,000 in fiscal year 2010; and provided further, that the program shall provide funding for not more than 800 mobile vouchers .....	4,000,000
7004-9033	For rental subsidies to eligible clients of the department of mental health; provided, that the department shall establish the amounts of such subsidies so that payment thereof and of any other commitments from this item shall not exceed the amount appropriated herein .....	3,700,000
7004-9201	For interest subsidies for the private development of affordable housing; provided, that notwithstanding any general or special law to the contrary, no new commitments shall be entered into during fiscal year 2009 for said fiscal year or any subsequent fiscal years; and provided further, that funds may be allocated by said agency to its existing interest subsidy contracts in a manner as it may determine necessary to maximize the preservation of existing affordable housing units throughout the commonwealth .....	4,500,000
7004-9315	For the low-income housing tax credit program; provided, that the department may expend not more than \$2,334,014 from revenue collected from fees collected under Executive Order No. 291, pertaining to low-income housing tax credits, for the costs of administering and monitoring the programs, including the costs of personnel, subject to the approval of the director of the department; and provided further, that notwithstanding any general or special law to the contrary and for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system, prior appropriation continued .....	2,334,014
7004-9316	For a program to provide assistance for homeless families moving into subsidized or private housing and families at	

risk of becoming homeless due to a significant reduction of income or increase in expenses; provided, that the amount of financial assistance shall not exceed \$3,000 per family; provided further, that funds may be used for security deposits, first and last month's rent, electric, gas, sewer and water utility payments for utility arrearages; provided further, that assistance shall be administered by the department through contracts with the regional non-profit housing agencies; provided further, that no assistance shall be provided to any family with an income in excess of 50 per cent of the area median income; provided further, that prior to authorizing a residential assistance payment for a family, the non-profit housing agency shall make a finding that the family experienced a significant reduction of income or increase in expenses and has secured new income or a change in circumstances and that the payment, will enable the family to retain its current housing, obtain new housing, or otherwise avoid homelessness; provided further, that in making these findings the agency shall, unless the facts of the case warrant otherwise, apply a presumption that the payment will enable a family to retain its housing, obtain new housing, or otherwise avoid homelessness if the family is paying less than or equal to 50 per cent of its income for that housing; provided further, that a family who is paying more than 50 per cent of its income for its housing shall be provided a fair opportunity to establish that a residential assistance payment will enable it to retain its housing, obtain new housing, or otherwise avoid homelessness; provided further, that residential assistance payments may be made through direct vendor payments according to standards to be established by the department; provided further, that the agencies shall establish a system for referring families approved for residential assistance payments who the agencies determine would benefit from these services to existing community-based programs that provide additional housing stabilization supports, including assistance in obtaining housing subsidies and locating alternative housing that is safe and affordable for those families; provided further, that the program shall be administered under guidelines established by the department; and provided further, that the department shall provide a status report to the secretary of administration and finance and the house and senate committees on ways and means no later than March 1, 2009, that includes, but is not limited to, all program expenditures, the number of recipients of the funds, the housing status of the recipients before and after receiving assistance, the purposes for which each family used the assistance, the administrative costs and other related costs of the program, including whether such recipient resided or continues to reside in state or federal public housing, and any other information necessary to determine the effectiveness of the program .....

5,250,000

7004-9317 For the Individual Development Account (IDA) program; provided, that households residing in state-subsidized housing, as defined by the department, shall receive pref-

erence for enrollment in the program; provided further, that funds may be awarded to community-based organizations to establish or support local IDA programs; provided further, that funds may be used for administrative costs to operate an IDA program for financial literacy and asset-specific training and as a match for program participant savings for qualified acquisition costs with respect to a qualified principal residence for a qualified first-time homebuyer, as defined by the department; provided further, that the department may determine other qualified match uses consistent with the guidelines established in federal IDA guidelines pursuant to 42 USC 604; and provided further, that funds may be used to secure federal asset building programs funds .....

700,000

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## EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.

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### OFFICE OF THE SECRETARY.

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7002-0100	For the operation of the executive office of labor and workforce development, including the divisions under the control of the department; provided, that not later than January 4, 2009, the director of workforce development shall submit to the house and senate committees on ways and means a comprehensive report describing in detail the job training services, including labor exchange, skills training and remedial education services related thereto which have been provided during the course of the fiscal year in the commonwealth, describing the systems for delivery of such services, describing the costs of such services and the sources of revenue for such services .....	1,498,977
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### DEPARTMENT OF LABOR.

7002-0200	For the operation of the division of occupational safety; provided, that the division may employ staff not subject to chapter 31 of the General Laws for a program to evaluate asbestos levels in public schools and other public buildings; and provided further, that funds shall be expended from this item for the GG object class costs of the board of conciliation and arbitration, the division of apprentice training, the labor relations commission and the division of occupational safety .....	2,382,312
7002-0201	For the division of occupational safety, provided, that the division may expend an amount not to exceed \$152,850 received from fees authorized under section 3A of chapter 23 of the General Laws .....	152,850
7002-0500	For the operation and administrative expenses of the division of industrial accidents; provided, that not less than \$800,000 shall be expended for occupational safety training grants; provided further, that said division shall submit a report not later than February 1, 2009 to the	

house and senate committees on ways and means detailing the scope, objective and results of grant recipients' safety training program; provided further, that the General Fund shall be reimbursed the amount appropriated in this item and for associated indirect and direct fringe benefit costs from assessments levied pursuant to section 65 of chapter 152 of the General Laws; provided further, that the division shall assign a judge to hear cases in Berkshire county not less than once a month; and provided further, that the treasurer may release to the division, subject to adequate and appropriate documentation of the need, to the workers' compensation advisory council and the affirmative vote of at least 7 members of the workers' compensation advisory council, sufficient funds from the special reserve account established in clause (c) of subsection (4) of said section 65 of said chapter 152 to pay for expenses to continue expansion of the conversion of the agency's computer system from unify to oracle .....

21,196,452

7002-0900 For the operation of the division of labor relations ..... 2,321,602

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**DEPARTMENT OF WORKFORCE DEVELOPMENT.**

7002-0012 For a youth-at-risk program targeted at reducing juvenile delinquency in high risk areas of the commonwealth; provided, that these funds may be expended for the development and implementation of a year-round employment program for at-risk youth as well as existing year-round employment programs; provided further, that \$500,000 of these funds shall be matched by private organizations; and provided further, that funds shall be available for expenditure through September 1, 2009; provided further that not less than \$100,000 shall be expended for an at-risk juvenile program at the Boys and Girls Club of The Lower Merrimack Valley in Salisbury ..... 7,700,000

7002-0101 For the operation of the apprentice training program; provided, that no position in the apprentice training division shall be subject to chapter 31 of the General Laws; provided further, that notwithstanding any general or special law to the contrary, the deputy director shall require each apprentice entering into a written agreement to submit an application to the division for an apprentice identification card; provided further, that an apprentice identification card shall contain the photograph of the apprentice, the apprentice registration number or another number that the deputy director requires, the name and business address of the appropriate apprenticeship committee or single employee sponsor, the steps of progression and related dates applicable to the apprentice and the projected date on which the apprentice is to complete the apprenticeship; provided further, that as a condition of his apprenticeship, the apprentice shall keep the apprentice identification card on his person during his hours of employment during the apprenticeship; provided further, that an apprentice performing work on a project or projects subject to this item shall maintain in his possession an apprentice identifica-

	tion card; provided further, that any apprentice who is determined by the deputy director to be not enrolled in related classroom instruction classes shall be paid at the journey level rate for the duration of the public works project; and provided further, that for every week in which an apprentice is employed by a contractor, subcontractor or public body subject to this section, a photocopy of the apprentice's apprentice identification card, shall be attached to the records submitted under this item .....	429,555
7003-0604	For the career ladder grant program in long-term care established under section 410 of chapter 159 of the acts of 2000; provided, that grants shall be available for certified nurses' aides, home health aides, homemakers and other entry level workers in long-term care; provided further, that the grants may include training for English for speakers of other languages and other language and adult basic education programs to improve quality of care and improve direct care worker access to and participation in career ladder training; provided further, that the length of such grants shall not exceed 3 years; provided further, that notwithstanding section 410 of chapter 159 of the acts of 2000, grants may be awarded on a competitive basis to long-term care labor management workforce partnerships, nursing homes, home care organizations or consortiums of nursing homes and/or home care organizations; provided further, that the Commonwealth Corporation shall submit quarterly reports to the house and senate committees on ways and means on such grant program including, but not limited to, the number of grants awarded, the amount of each grant, a description of the career ladder programs, changes in care-giving and workplace practices that have occurred and their impact on quality of care and worker retention and the certificates, degrees or professional status attained by each participating employee; provided further, that the administrative and program management costs for the implementation of the grant program shall not exceed 4 per cent of the amount appropriated in this item; and provided further, that each grant may include funding for technical assistance and evaluation .....	1,500,000
7003-0605	For the operation and maintenance of the Massachusetts Manufacturing Extension Partnership for the purpose of maintaining and promoting manufacturing as an integral part of the Massachusetts economy and for programs designed to assist small and mid-sized manufacturing companies; provided further that not less than \$75,000 shall be expended for the Regional Employment Board of Hampden County for a pilot program for precision machining training.....	975,000
7003-0701	For grants and technical assistance administered by the department of workforce development, under section 2RR of chapter 29 of the General Laws and for the cost of collecting the assessment established in section 14L of chapter 151A of the General Laws; provided, that the department of workforce development shall provide a report on the grants and technical assistance programs authorized in this item detailing the firms receiving	

grants, by number of employees, revenues, and industry, to the house and senate ways and means committee by January 15, 2009; provided further, that the report shall include specific measures of how grant recipients were able to increase job growth, retention rates, and productivity as a result of the grants; provided further, that the report shall include measures of whether training participants received promotions and increased incomes as a result of training; and provided further, that the director shall demonstrate that each dollar expended generates not less than \$5 in private investment in job training .....

Workforce Training Fund .....100.0%

21,000,000

7003-0702 For grants to be administered by the department of workforce development; provided, that not less than \$250,000 shall be expended for the Massachusetts Career Development Institute in Springfield to provide job training, employability development and career counseling to the unemployed and underemployed; provided further, that not less than \$125,000 shall be expended for the 1199 SEIU Training and Upgrading Fund to provide a job training initiative for participating health care institutions; provided further, that not less than \$7,500 shall be expended for the Bonnie Brae Day Camp in Gardner; provided further, that not less than \$75,000 shall be expended for the Greater Gardner Community Development Corporation; provided further, that not less than \$200,000 shall be expended to Boston Health Care and Research Training Institute; provided further, that not less than \$15,000 shall be expended for the Draper Complex Reuse Committee in Hopedale; provided further, that not less than \$100,000 be expended for the Lower Pioneer Valley Education Collaborative for the purpose of expanding their existing programs and services to better serve students with disabilities; provided further, that not less than \$500,000 shall be expended for the Jackson-Appleton-Middlesex plan in the city of Lowell; provided further, that not less than \$150,000 shall be expended for Puerto Rican Cultural Center of Springfield; provided further, that not less than \$150,000 shall be expended for the International Institute to provide long-term case management and employment training for highly skilled legal immigrants; provided further, that not less than \$100,000 shall be provided to the Workforce Investment Association of MA, Inc. for the purpose of providing technical assistance to career center directors, administrators, and fiscal agents to assist with quality improvements in the delivery of workforce development services to job seekers and employers; provided further, that not less than \$150,000 shall be provided for Centros Las Americas, in the city of Worcester; provided further, that not less than \$250,000 shall be expended for the Center for Women & Enterprise; provided further, that not less than \$165,000 shall be expended to continue the economic development project operated by the Arlington Community Trabajando in the city of Lawrence; provided further, that not less than \$84,000 shall be expended for Community Service Agency, Inc; provided further, that

not less than \$500,000 shall be expended for education, career development and employment service programs operated by the Urban League of Massachusetts; provided further, that not less than \$250,000 shall be expended for Outer Cape Health Services to provide a health center skilled training program on Lower and Outer Cape Cod; provided further, that not less than \$15,000 shall be expended by WE CAN of Cape Cod for workforce training and career mentoring for women in transition; provided further, that not less than \$141,000 shall be expended for Just-a-Start Corporation to provide training for entry level employment in the biotech and medical fields for 30 unemployed, underemployed or displaced workers, or persons receiving benefits from transitional aid to families with dependent children; provided further, that not less than \$127,000 shall be expended for the employee involvement and ownership program; provided further, that not less than \$250,000 shall be expended to the New England Farm Workers Council; provided further, that not less than \$200,000 shall be expended for the Boston Health Care and Research Training Institute; provided further, that \$50,000 shall be expended for the Allston-Brighton Vocational Center (VAC) for the continued operation of a job training and placement center; provided further, that not less than \$25,000 be expended for the Area Planning Action Council (APAC) in Allston-Brighton to implement a Project Place Program to assist in the operation of a career development department; provided further, that not less than \$75,000 shall be expended for the Partnership for Automotive Career Education program to recruit, train, and provide career guidance to students for entry-level automotive technician jobs; provided further, that not less than \$100,000 shall be expended for both the Reunion Center in the city of Easthampton and the Easthampton Youth Entrepreneurship Project; provided further, that not less than \$350,000 shall be expended to fund need-based workforce development related to continuing education grants administered by the Access Program of Boston; provided further, that not less than \$250,000 shall be expended for the Charles E. Shannon Jr. At-Risk Youth Project, operated by the Center for Teen Empowerment Inc., for the community of Somerville; provided further, that not less than \$100,000 shall be expended to Inquilinos Boricuas en Accion (IBA) for the Pathways to Technology Initiative; provided further, that not less than \$105,000 shall be expended for the operation of the E-Team Machinist Program of the North Shore; provided further, that not less than \$95,000 shall be expended for the Mature Workers Program of the Cape and Islands Workforce Investment Board; provided further, that not less than \$150,000 shall be provided to Lazarus House for the continued operation of a job training program; provided further, that not less than \$150,000 shall be expended for the Martin Luther King, Jr. Business Empowerment Center in the city of Worcester; provided further, that not less than \$750,000 shall be expended for

a high school science program in biotechnology by Commonwealth Corporation, in consultation with the Massachusetts Biotechnology Council, including teacher and guidance counselor training, biotechnology lab equipment, and biotechnology lab supplies evaluation and technical assistance; provided further, that not less than \$500,000 shall be expended on the Commonwealth Corporation; provided further, that not less than \$300,000 shall be expended for a hospital skill training program operated by the Commonwealth Corporation; provided further, that not less than \$50,000 shall be expended for a human service academy pilot program to be operated by People Inc. of Fall River; provided further, that not less than \$100,000 shall be expended to maintain a post-secondary nursing degree and certification program at the Blackstone Valley Vocational Regional School in partnership with Quinsigamond Community College; provided further, that not less than \$250,000 shall be expended to support the Technology Initiative of the Metro South/West Regional Employment Board for the development of the Technology Centers of Excellence serving the region's youth and business, and said grant shall require a 200 percent match from the private sector; provided further, that not less than \$200,000 shall be expended on the Southeastern Economic Development Corporation's microenterprise programs as a supplemental match to conduct an entrepreneurial training and technical assistance program for support of emerging high-growth microenterprises that are owned by or employ income-eligible residents; provided further, that not less than \$75,000 shall be expended for the Massachusetts School of Professional Psychology to recruit and provide career support and workforce retention of graduate students training for careers in public sector behavioral health service delivery; provided further, that not less than \$900,000 shall be expended on the Massachusetts Service Alliance for the operation of the youth, senior service and conservation corps program; provided further, that not less than \$215,000 shall be expended for rapid response labor specialists at the Massachusetts AFL-CIO; provided further, that not less than \$150,000 shall be expended for worker coordinators at the Massachusetts AFL-CIO; provided further, that not less than \$150,000 shall be expended for the Latino After-School Initiative (LASI) Youth Development Project; provided further, that not less than \$100,000 shall be expended for Centro Latino de Chelsea to provide workforce training, educational services, and other transitional services in the city of Chelsea; provided further, that not less than \$400,000 shall be expended to provide employment, training and job placement by Year Up, Inc. of Boston; provided further, that not less than \$200,000 be expended for the 1199SEIU Training and Upgrading Fund; provided further, that not less than \$50,000 shall be made available to More Than Words in the city of Waltham for the purpose of expanding operations to an additional city to be determined in consultation with the

	commissioner; provided further, that not less than \$200,000 shall be expended for Women's Career Mentoring Program and the Women's Union Woman to Woman Program; provided further, that not less than \$250,000 shall be expended for a grant to the south shore tri-town development corporation established pursuant to chapter 301 of the acts of 1998; provided further, that not less than \$200,000 shall be expended for the North Shore Alliance for Economic Development; provided further that no less than \$250,000 shall be expended for the operation and programs of AWAKE (Alive with Awareness, Knowledge, and Empowerment) in Springfield; provided further that \$200,000 be expended on the Western Massachusetts Enterprise Fund; provided further that not less than \$250,000.00 shall be expended to the Massachusetts Career Development Institute (MCDI), Inc., in the city of Springfield to provide job training, employability development and career counseling to the unemployed and underemployed; provided further, that not less than \$75,000 be expended for the Lower Pioneer Valley Education Collaborative for the purpose of implementing an educational program enabling on-site technical training; provided further, that not less than \$100,000 shall be provided for the Work Certified Program operated by the Greater New Bedford Workforce Investment Board, Inc.; provided further that not less than \$105,000 shall be expended to the E-Team Machinist Program in the North Shore; and provided further that not less than \$10,000 shall be provided for the William J. Bresnahan Scouting and Community Center in Ashburnham .....	11,284,500
7003-0710	For intersection workforce grants in consultation with the Massachusetts Life Sciences Center, as established in section 3 of chapter 23I of the General Laws, to provide training to enhance the technological workforce in areas including, but not limited to, bioinformatics, biomedical engineering, biotechnology and nanotechnology .....	3,000,000
7003-0711	For biotechnology workforce training grants in consultation with the Massachusetts Life Sciences Center, established in section 3 of chapter 23I of the General Laws .....	2,500,000
7003-0803	For the one-stop career centers chartered by local workforce investment boards as a major source of information, training and labor exchange and job placements in Massachusetts; provided, that not less than \$2,750,000 shall be expended for the one-stop career centers that were in existence on May 1, 1997, located in the Boston, Hampden county and the metro north service delivery areas and any satellite offices of said centers which opened on or before December 1, 1997 .....	5,500,000
7003-1641	For a grant for the Small Business Association of New England for the layoff aversion through management assistance program for consultant and technical assistance to manufacturing companies in Massachusetts to prevent business closure and employee displacement; provided, that the expenditure of the layoff aversion through man-	

agement program as provided for in this item shall leverage at least \$1 in matching funds for every \$1 granted pursuant to this item; provided further, the president of the Small Business Association of New England shall file a quarterly report with the house and senate committees on ways and means, the joint committee on economic development and emerging technologies, and the joint committee on labor and workforce development on the number of employees and manufacturing-based companies that have received financial assistance through this item, a detailed description of the services provided to manufacturing companies in the commonwealth through the layoff aversion through management program, and a detailed account of the expenditures of the layoff aversion program, including administrative costs ..... 100,000

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**OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION.**

7006-0000 For the office of the director of consumer affairs and business regulation, including expenses of an administrative services Unit ..... 1,723,042

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**DIVISION OF BANKS.**

7006-0010 For the operation of the division of banks; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item shall be assessed upon financial institutions which the division currently regulates pursuant to powers granted to the division by the general or special laws or by regulations; and provided further, that this assessment shall be in addition to any assessments that the division currently assesses upon financial institutions and shall be made at a rate sufficient to produce \$12,582,991 in additional revenue that shall pay for this item ..... 12,582,991

7006-0011 For the costs incurred by the division of banks associated with licensure of loan originators under chapter 255E of the General Laws; provided, that the division may expend revenues in an amount not to exceed \$5,000,000 from the revenue received from administrative fees associated with these licensure fees and from civil administrative penalties levied pursuant to this chapter; provided further, that \$2,000,000 shall be expended from this revenue as grants for the operation of a pilot program for best lending practices, first-time homeowner counseling for non-traditional loans and 10 or more foreclosure education centers established pursuant to section 16 of chapter 255F and that the grants shall be awarded through a competitive application process under criteria created by the division; provided further, that no funds shall be expended from this item in the AA object class for any personnel-related costs; and provided further, that for the purpose of accommodating timing discrepancies between receipt of revenues and related expenditures, the commissioner may incur expenses and the comptroller may certify for payment the

amounts not to exceed the lower of this authorization or the most recent revenue estimate, as reported in the state accounting system .....	5,000,000
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**DIVISION OF INSURANCE.**

7006-0020	For the operation of the division of insurance, including the expenses of the board of appeal on motor vehicle liability policies and bonds and certain other costs of supervising motor vehicle liability insurance and the expenses of the fraudulent claims board; provided, that the positions of counsel I and counsel II shall not be subject to chapter 31 of the General Laws; provided further, that contracts or orders for the purchase of statement blanks for the making of annual reports to the commissioner of insurance shall not be subject to the restrictions prescribed by section 1 of chapter 5 of the General Laws; provided further, that the division shall maintain a phone system in its western Massachusetts office that shall immediately transfer calls made to that office to the consumer assistance office in the city of Boston during any business hours when the western Massachusetts office is closed; provided further, that the division shall have an employee or other person answering all initial incoming telephone calls, excluding all direct in-dial calls, between the hours of 9:00 a.m. and 5:00 p.m.; provided further, that the division shall designate an employee to handle all incoming calls relative to chapter 218 of the acts of 1995 or regulations promulgated under section 51 of chapter 111 of the General Laws; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item shall be assessed upon the institutions which the division currently regulates except for licensed business entity producers under powers granted to the division by general or special law or regulation; and provided further, that such assessment shall be in addition to any assessments that the division currently assesses upon such institutions and shall be made at a rate sufficient to produce \$11,176,726 in additional revenue that will pay for this item .....	11,176,726
7006-0029	For the operation of the health care access bureau of the division of insurance; provided, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item shall be assessed upon the institutions which the division currently regulates except for licensed business entity producers under powers granted to the division by general or special law or regulation; and provided further, that such assessment shall be in addition to any assessments that the division currently assesses upon such institutions and shall be made at a rate sufficient to produce \$600,000 in additional revenue that will pay for this item .....	600,000

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**DIVISION OF PROFESSIONAL LICENSURE.**

7006-0040	For the operation and administration of the division of professional licensure; provided, that of the funds appropriated in this item, sufficient monies shall be expended for the reduction of case backlog at the boards of registration; provided further, that the division shall at all times employ not less than 2 hearing officers to facilitate the processing of cases pending before the various boards; provided further, that the position of investigator of radio and television technicians shall not be subject to chapter 31 of the General Laws; and provided further, that the division shall maintain and staff an office in the city of Springfield .....	4,250,420
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**DIVISION OF STANDARDS.**

7006-0060	For the operation of the division of standards .....	781,104
7006-0066	For the support of the division of standard's municipal inspection efforts; provided, that up to 15 per cent of the amount appropriated herein may be expended for administrative costs of the division .....	300,000
7006-0067	For the division of standards; provided, that the division may expend for enforcement of weights and measures laws an amount not to exceed \$458,900 from revenues received from item pricing violations collected through municipal inspection efforts, and from weights and measures fees and fines collected from cities and towns .....	458,900
7006-0068	For the division of standards; provided, that the division may expend an amount not to exceed \$360,000 from revenue received from license fees assessed to owners of motor vehicle repair shops .....	360,000

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**DEPARTMENT OF TELECOMMUNICATIONS AND CABLE.**

7006-0071	For the operation of the department of telecommunications and cable; provided, that notwithstanding the second sentence of section 7 of chapter 25C of the General Laws, the assessments levied for fiscal year 2009 pursuant to said section 7 of said chapter 25C shall be made at a rate sufficient to produce \$2,414,574 .....	2,414,574
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**STATE RACING COMMISSION.**

7006-0110	For the operation of the state racing commission .....	2,113,360
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**DEPARTMENT OF BUSINESS AND TECHNOLOGY.**

7007-0100	For the office of the director of business and technology .....	390,994
7007-0300	For the operation of the Massachusetts office of business development, which shall include the operation and support of capital grants programs, including the Massachusetts Opportunities Relocation and Expansion Jobs Capital	

	<p>Program, established in chapter 123 of the acts of 2006, and for marketing and promoting the commonwealth in order to attract and retain targeted businesses and industries; provided, that the office shall maintain business development assistance services at an office to be located at the University of Massachusetts at Dartmouth for the purposes of responding to inquiries and providing assistance to businesses seeking to expand or relocate to southeastern Massachusetts; provided further, that \$350,000 shall be expended to the Massachusetts Alliance for Economic Development for the purpose of enhancing economic development related services, including but not limited to implementation of a statewide online site finder to assist business growth; provided further that not less than \$250,000.00 shall be expended for Springfield Technical Assistance Program to be operated by the Affiliated Chambers of Commerce of Greater Springfield; and provided further that \$220,845 be expended for maintenance rent costs .....</p>	4,408,692
7007-0334	<p>For the operation of the office of small business and entrepreneurship and for grants to community development corporations, community development financial institutions or non-profit community-based organizations for the purpose of providing technical assistance or training programs to businesses with 20 employees or fewer; provided further that no less than \$100,000 shall be expended for the Massachusetts Latino Chamber of Commerce in Springfield .....</p>	1,360,697
7007-0500	<p>For the operation and maintenance of the Massachusetts Biotechnology Research Institute for the purpose of promoting the commercialization of new, academic-based research and development, and raising the scientific awareness of the communities of the commonwealth; provided that no less than \$60,000 shall be expended to the city of Lynn to promote a Biotechnology incubator space within the city's smart growth district .....</p>	760,000
7007-0800	<p>For a grant for the state match for a small business development center; provided, that no funds shall be expended from this item until such time as the United States Small Business Administration has made a payment or has executed a contract to pay the University of Massachusetts at Amherst for the operation of the center; provided further, that the funds expended from this item shall not exceed 25 per cent of the gross operating cost of said center; provided further, that not more than \$300,000 of the amount appropriated herein shall be expended for the purpose of operating federal procurement technical assistance services within said center; provided further, that the services shall include, but not be limited to, assisting businesses in securing federal contracts, obtaining contract financing, generating responses to requests-for-proposals, interpreting bid documents, providing educational workshops and seminars and for the electronic identification and tracking of federal bid opportunities; provided further, that the expenditure of said \$300,000 shall be subject to the receipt of matching funds from federal or private sources,</p>	

including the United States Department of Defense; and provided further, that quarterly expenditure reports shall be filed with the house and senate committees on ways and means .....

1,204,286

7007-0900

For the operation and administration of the office of travel and tourism; provided, that performance-based standards shall be incorporated in all contracts executed by said office for the procurement of tourism marketing and advertising services; provided further, that not less than \$1,250,000 of the amount appropriated herein shall be expended for the operation and administration of the Massachusetts Sports and Entertainment Commission; provided, however, that the Massachusetts Sports and Entertainment Commission shall be the official and lead agency to facilitate and attract major sports events and championships in the commonwealth; provided further, that the Massachusetts Sports and Entertainment Commission shall establish a division within the commission which shall be the official and lead agency to facilitate motion picture production and development within the commonwealth; provided further, that not less than \$150,000 shall be expended for a child safety program in the city of Revere; provided further, that not less than \$150,000 shall be expended for a child safety program in the town of Winthrop; provided further, that not less than \$100,000 shall be expended for the Bacon Free Library in Natick; provided further, that \$100,000 shall be expended for the Unity Church in Easton; provided further, that \$50,000 shall be expended for the Freedom Trail Foundation Historic Preservation Trust Development Fund; provided further, that \$150,000 shall be expended for the Old Provincial State House; provided further that no less than \$50,000 be expended for the Peter's Park Art Wall of the Urban Art Institute; provided further that no less than \$50,000 be expended for the Friends of Peter's Park; provided further, that not less than \$100,000 shall be expended for the Kwong Kong Chinese School in Boston; provided further, not less than \$100,000 shall be expended for Chinatown Tourism and Trust in the city of Boston; provided further, that not less than \$175,000 shall be expended for the Springfield Business Improvement District (SBID) of Springfield to be used for the installation of a video camera surveillance monitoring system throughout the central business district area of the city of Springfield; provided further, that not less than \$200,000 shall be expended for the City Stage of Springfield; provided further, that not less than \$200,000 shall be expended for the Spirit of Springfield; provided further, that not less than \$50,000 shall be expended for the Springfield Symphony Orchestra; provided further, that no less than \$200,000 be expended for the Wilmington Historical Commission; provided further, that \$50,000 be expended by the town of Westhampton to support the renovation of and supplement existing funding for the Westhampton town library; provided further, that not less than \$129,000 shall be expended for the operation of Discover

Quincy; provided further, that not less than \$200,000 shall be expended to the Mahaiwe Performing Arts Center in Great Barrington; provided further, that not less than \$200,000 shall be expended to The Boston Symphony Orchestra for the Renovation, repairs, design and construction to the grounds at Tanglewood; provided further, that not less than \$17,100 shall be expended for a technology grant for the Hopedale Police Department; provided further, that not less than \$125,000, shall be expended for the Hancock Shaker Village for educational programming and marketing purposes; provided further, that not less than \$50,000 shall be expended for the Russian Community Association in Springfield; provided further, that not less than \$50,000 shall be expended for a child safety grant for the city of Everett; provided further, that not less than \$100,000 shall be expended for a small business program in the city of Everett; provided further, that not less than \$100,000 shall be expended for the Merrimack Repertory Theatre; provided further, that not less than \$75,000 shall be expended for the renovation of the Bing Theatre, and provided further, that not less than \$75,000 shall be expended for the installation of street lights in the Forest Park area of Springfield; provided further, that not less than \$100,000 shall be expended for the Italian Cultural Center of Western Massachusetts; provided further, that not less than \$250,000 shall be expended for the North Central Massachusetts Development Corporation; provided further, that not less than \$10,000 shall be expended for the operation of the Payson Park Music Festival in Belmont; provided further, that not less than \$250,000 shall be expended for The Berkshire Museum, in the city of Pittsfield; provided further, that not less than \$75,000 shall be expended for the rehabilitation and restoration of the Samuel Harrison House in the city of Pittsfield; provided further, that not less than \$250,000, subject to a 100 per cent matching fund, shall be expended for the Berkshire Economic Development Corporation; provided further, that not less than \$9,000 shall be expended for operating expenses for the Route 195 Visitor Information Center in Wareham; provided further, that not less than \$50,000 shall be expended for the purposes of the operation of the programs of the Riverside Theatre Works, an organization located in the Hyde Park section of the city of Boston; provided further, that not less than \$125,000 shall be expended for New England Puerto Rican Association; provided further, that not less than \$50,000 shall be expended to operate the Cape Cod Junior Technology Council; provided further, that not less than \$300,000 shall be expended for the Sturbridge Heritage and Preservation Partnership; provided further, that not less than \$250,000 shall be expended for the 495/MetroWest Corridor Partnership; provided further, that not less than \$25,000 shall be expended for the town of Halifax's 275th Anniversary Celebration; provided further, that not less than \$1,000,000 shall be expended through a grant application process established by the

office of travel and tourism to offset deficits that may occur during fiscal year 2009 for the highway information centers operating year-round on state highways and federally-assisted highways, and the visitor information centers on Boston Common and the Prudential Center, both in the city of Boston, and the Adams Visitor Center in Adams; provided further, that not less than \$50,000 shall be expended for the operation and administration of the Commonwealth Cup, a series within the Canadian-American Association of Professional Baseball; provided further, that not less than \$50,000 shall be expended on Brockton's Fuller Craft Museum; provided further, that not less than \$150,000 shall be expended to the town of Wendell for an emergency assistance safety grant; provided further, not less than \$100,000 shall be expended for Battleship Cove in the city of Fall River to assist the Commonwealth's official World War II and 9/11 memorials' educational and tourism endeavors; provided further, that not less than \$100,000 shall be expended for the Waltham Tourism Council; provided further, that not less than \$40,000 shall be expended for the Newburyport initiative to attract new businesses and industries; provided further, that not less than \$50,000 shall be expended for the economic development project at the Salisbury Chamber of Commerce; provided further, that not less than \$150,000 shall be expended for a child safety program for the city of Melrose; provided further, that not less than \$150,000 shall be expended for a child safety program for the town of Wakefield; provided further, that not less than \$50,000 shall be expended to the Merry-Go-Round at Heritage State Park in Holyoke; provided further, that not less than \$65,000 shall be expended for the Designing an Industry initiative at Massachusetts College of Art and Design for cluster research and promotion of the statewide design industry; provided further, that \$100,000 shall be expended for the historic Hadley Hall in Hadley; provided further, that \$100,000 shall be expended for the Central Square Theater in Cambridge; provided further, that \$500,000 shall be expended for the Old Provincial State House for stabilization and restoration of the building; provided further, that not less than \$80,000 shall be expended as a grant for the Pioneer Valley Visitors and Tourist Information Center in Greenfield; provided further, that not less than \$200,000 shall be allocated for environmental improvements in downtown Methuen; provided further, that not less than \$50,000 shall be expended for the START Partnership in Framingham; provided further, that not less than \$100,000 shall be expended for the Cape Cod Economic Development Council; provided further, that \$75,000 shall be expended for the Cultural Center of Cape Cod; provided further, that not less than \$100,000 shall be expended for the Cape Cod Maritime Museum located in Hyannis; provided further, that not less than \$50,000 shall be expended for the Enterprise Center at Salem State College for the purpose of furthering economic development on the North Shore; provided further, that \$125,000 shall be expended for the purposes of matching a federally-funded grant entitled, the Essex

National Heritage Commission Cooperative Agreement; provided further, that not less than \$50,000 shall be expended for the purposes of furthering the Historic Ports Initiative; provided that \$250,000 shall be expended for the western Massachusetts economic development council for development, marketing and advertising purposes; provided further, that not less than \$300,000 shall be expended for the Merrimack Valley Economic Development Council; provided further, that \$100,000 shall be expended for the Grand Army of the Republic (GAR) Museum in the city of Lynn; provided further, that not less than \$100,000 shall be expended by the local chambers on Cape Cod to include Cape Cod Canal Region, Brewster, Chatham, Dennis, Eastham, Falmouth, Harwich, Hyannis, Mashpee, Orleans and Yarmouth, for the purpose of operating visitor centers; provided further, that not less than \$250,000 shall be expended for the Massachusetts Lodging Association for the continuation of Massachusetts Great Escapes, upgrades to the Massachusetts Lodging Association's web-marketing program, and related marketing programs; provided further, that no less than \$2,500,000 shall be expended for a promotional program by the Massachusetts Office of Travel and Tourism to enhance the international tourism market share of the commonwealth, said program to include but not be limited to the countries of Canada, Argentina, Brazil, Great Britain, Ireland, Italy, France, Germany, Japan and Spain; provided further, that no less than \$74,000 shall be expended for the Spectacle of Lights at Heritage Museums and Gardens in Sandwich; provided further, that not less than \$250,000 shall be expended for the SouthCoast Development Partnership for the purposes of regional tourism and economic development; provided further, that not less than \$225,000 shall be expended for the International Trade Assistance Center in Fall River; provided further, that not less than \$250,000 shall be expended for the Free Shakespeare Company, a program of The Citi Performing Arts Center, for production support for performances offered for free to the public and for a pilot program to expand performances to Springfield and other cities; provided further, that \$200,000 shall be expended for the operation of the Massachusetts Fisheries Recovery Commission on condition that said commission meet quarterly with written notice to all commission members and that the chairmanship and vice-chairmanship of said commission shall be determined by a vote of the commission annually during the first meeting of the fiscal year; provided further, that not less than \$200,000 be expended for the western Massachusetts Economic Development Council for developing, marketing and advertising purposes; provided further, that no less than \$100,000 shall be expended for the historic restoration of the main pier at the Gloucester Maritime Heritage Center in the port of Gloucester; provided further, that not less than \$200,000 shall be expended as grants for the Bay State Games; provided further, that not less than \$300,000 shall be expended to the Basketball Hall of Fame in Springfield;

provided further that no less than \$25,000 for the town of West Boylston's bicentennial as a one time request to maintain and modestly expand its programs and continue its successful marketing efforts; provided further, that not less than \$150,000 shall be expended for streetscape improvements along Humphrey Street in the town of Swampscott; provided further, that not less than \$10,000 shall be expended for the Revere Beach Partnership, for programs only; provided further, that not less than \$10,000 be expended to the Rumney Marsh Burial Ground Restoration Committee for the purpose of rehabilitating the Rumney Marsh Burial Ground in Revere; provided further, that no less than \$50,000 shall be expended for the Petersham Historical Society; provided further, that no less than \$25,000 shall be expended for the Quaboag Historical Society; provided further that not less than \$50,000 shall be expended for the Johnny Appleseed Visitors' Center; provided further, that not less than \$75,000 be expended for 'Marlborough 2010'; provided further, that not less than \$200,000 shall be expended for the head of the Charles Regatta; provided further, that not less than \$150,000 shall be expended for restoration and repairs to the historical Crocker Field in the city of Fitchburg; provided further, that not less than \$100,000 shall be expended for an economic development grant in the town of Braintree; provided further, that not less than \$100,000 shall be expended for the law enforcement technology fund in the town of Franklin; provided further, that not less than \$100,000 shall be expended for the Medway Senior Center; provided further, that not less than \$200,000 shall be expended for the Zeiterion Performing Arts Center in New Bedford; provided further, that not less than \$50,000 shall be expended for the New Bedford Art Museum for tourism production; provided further, that not less than \$1,000,000 shall be expended for the international education and foreign language grant program fund established pursuant to Section 2VVV of chapter 29 of the General Laws; provided further, that not less than \$250,000 shall be expended for new seating in the historic Chevalier auditorium in Medford; provided further, that not less than \$80,000 shall be expended to the Hull Life-saving Museum for the purpose of planning the Massachusetts Maritime Trail; provided further, that not less than \$200,000 shall be expended for a child safety grant in the town of Hull; provided further, that not less than \$120,000 shall be expended for patrols in Wompatuck state park, Hingham Square and the Hingham Harbor sections of Hingham; provided further, that not less than \$100,000 shall be expended for the Reagle Players; provided further, that not less than \$100,000 shall be expended for the Russian Community Association of Massachusetts (RCAM) in Boston; provided further, that not less than \$25,000 shall be expended for Essex Street, between houses 506 and 509, in the Town of Saugus; provided further, that not less than \$20,000 shall be expended

for the Cultural Center at Elms in Chicopee; provided further, that not less than \$100,000 shall be expended for a grant for the Fino Field Complex in Milford provided further, that not less than \$75,000 of the funds appropriated herein shall be used to assist year round rural theater organizations on the Lower and Outer Cape through grants for non-prime season operating expenses and audience enhancement initiatives; provided further that not less than \$150,000 shall be expended for the North Adams Armory; provided further, that not less than \$300,000 be expended on the Cape Cod Regional Incubator Project to be operated by the Cape Cod Chamber of Commerce; provided further, that \$100,000 shall be expended for School Zone safety projects in Arlington; provided further, that the Executive Office of Public Safety shall receive a grant not less than \$200,000 to support the establishment of a pilot transitional employment project in four sites for very high-risk youth and young adults ages 16 – 24 in the cities and/or geographic areas with high incidences of violence, incarceration, court-involvement and related activities; provided further, that the Secretary of Public Safety shall distribute grant funds through a competitive grant program that gives preference to applications that: serve communities that have been identified as being high risk communities for youth and young adult violence; demonstrate multi-disciplinary collaboration, including youth/young adult serving community organizations, state agencies, local law enforcement, medical and public health professionals, and faith-based organizations; utilize a stages of change framework that includes addressing intervention work with young people including but not limited to transitional employment, education, employment readiness, life skills, substance abuse education and treatment referral as needed, re-entry, promoting accountability, and work with other organizations and the Executive Office of Public Safety to determine best practices and long-term programming for transitional employment; commitment and ability to develop and implement the pilot as proposed in the model including, but not limited to, intensive case management component, re-hire component for transitional employment, work with TA provider, purchase and implementation of Efforts Towards Outcomes for tracking work and outcomes, work with evaluator, and willingness to work as a group to demonstrate the capacity and improve the model; have the ability to provide a minimum match of \$200,000 to pilot the project and have the administrative capacity and organizational mission to implement such a program; and demonstrate the ability to work with the department staff to conduct comprehensive evaluations of program development and implementation activities; provided further, that \$125,000 shall be expended for the historic registry in the town of Stoneham; provided further, that \$125,000 shall be expended for the Sanborn House in the town of Winchester; provided further, that not less than \$250,000 shall be

expended for the Prince Hall Youth Mentoring Program; provided further, that not less than \$100,000 shall be expended for the operation of Learn to Cope; provided further, that not less than \$50,000 shall be expended for a traffic safety grant regarding the intersection of Highland Glenn Road and High Street in the town of Westwood; provided further, that \$100,000 shall be expended for senior transportation services provided by SCM Community Transportation in Somerville, Cambridge, and Medford; provided further, that not less than \$150,000 shall be expended for an emergency grant resulting from FEMA declared disaster #1512; provided further, that not less than \$75,000 shall be available for a public safety enhancement grant for the City of Pittsfield; provided further, that not less than \$50,000 shall be expended for the YouthGROW program; provided further, that not less than \$75,000 shall be expended for the Captain Leonard House in Agawam; provided further, that not less than \$25,000 shall be expended for the South Cultural Council; and provided further, that not less than \$250,000 shall be expended for Puerto Rican Cultural Center of Springfield; provided further, that \$100,000 be expended for costs at the Major General Thomas J. Foley Stadium located in the city of Worcester; provided further, that not less than \$150,000 shall be expended for the Zumix Cultural Organization in East Boston; provided further, that not less than \$50,000 shall be expended for Framingham Downtown Renaissance economic, tourism and cultural development programs; provided further, that not less than \$175,000 be expended for planning and design funding for an economic development program for Needham Heights; provided further, that not less than \$175,000 be expended for construction plans and bid documents for a new park and recreation building utilizing green technologies in the town of Medfield; provided further, that \$51,000 shall be expended for the purpose of funding the Francis Wyman Project; provided further, that \$300,000 shall be expended for a transportation grant to the town of Weston; provided further, that not less than \$225,000 shall be expended for the International Trade Assistance Center in Fall River. provided further, that not less than \$20,000 shall be expended for a Community Development Clinic to be operated by the Southern New England School of Law; provided further, that not less than \$100,000 shall be expended for a public safety program in the town of Dudley; provided further, that not less than \$75,000 shall be expended as a matching grant for the Josiah Dennis Manse; provided further, that not less than \$25,000 shall be provided for an emergency preparedness program for the town of Millville; provided further, that not less than \$50,000 shall be provided for a public safety grant for the town of Uxbridge; provided further, that not less than \$60,000 shall be expended by the Framingham office of the department of social services for the Metrowest Campership program operated by the Ashland youth advisory board; provided further, that \$50,000 be

expended for the David Tilden House in the town of Canton; provided further, that not less than \$150,000 shall be expended for a feasibility study on Meadowbrook Road in the town of Chelmsford; provided further, that not less than \$100,000 shall be expended for a transportation development grant in Arlington; provided further, that not less than \$200,000 shall be expended to the Town of Andover for a child safety grant; provided further, that not less than \$25,000 shall be expended for a feasibility study at the Fairhaven Council on Aging facility; provided further, that not less than \$50,000 be expended for a safety enhancement grant for the town of Canton; provided further, that not less than \$50,000 shall be expended for a child safety grant for the town of East Bridgewater; provided further that not less than \$15,000 shall be expended for the New Bedford Festival Theatre; provided further that not less than \$75,000 shall be expended for the Boston Landmarks Orchestra to provide free classical music performances and educational programs at Boston's Hatch Shell and in the communities of Dorchester, Jamaica Plain, Quincy, Charlestown, Roxbury and East Boston; provided further, that \$100,000 shall be expended for the Massachusetts Advocates for the Arts, Sciences, and Humanities to support the rehabilitation of cultural and heritage facilities across the Commonwealth and the fostering of economic opportunity through arts, culture and tourism in the Commonwealth through public education; provided further that not less than \$100,000 shall be expended to the Dunbar Community Center (DCC), Inc., so-called, in Springfield to operate the DCC Teen Safe Zone Program; provided further, that not less than \$350,000 shall be expended for amelioration of an area bounded by Middle, Garey and Commercial Streets in the Town of Weymouth.....

34,187,514

Tourism Fund.....100.0%

7007-0951

For the operation of the Commonwealth Zoological Corporation established pursuant to chapter 92B of the General Laws; provided, that funds appropriated in this item shall be expended for the purposes of promoting private fundraising, achieving self-sufficiency and serving as a catalyst for urban economic development and job opportunities for local residents; provided further, that the corporation shall take all steps necessary to increase the amount of private funding available for the operation of the zoos; provided further, that funding in this line item may not be transferred through interdepartmental service agreements; provided further, that the corporation shall report to the house and senate committees on ways and means not later than February 1, 2009 on the status of, and amounts collected from, the private fundraising and enhanced revenue efforts identified in the draft Massachusetts Zoos Business and Operations Plan, dated December, 1996; provided further, that the corporation shall continue to provide free services and supplies including, but not limited to, routine animal check-ups, diagnosis and care, emergency veterinary needs, medications and medical supplies, vitamins

	and diet supplements and Zoo Prem feline diet, to the Trailside Museum and the Chickatawbut Hill Center in the town of Milton; and provided further, that \$250,000 be expended on a matching program to encourage private and corporate donations to support the Franklin Park Zoo and Stone Zoo .....	7,050,000
7007-1000	For assistance to local tourist councils under section 14 of chapter 23A of the General Laws; provided, that notwithstanding any general or special law or rule or regulation to the contrary, each of the councils may expend an amount not to exceed 20 per cent of the funds appropriated in this item for the cost of administrative services .....	9,000,000
	Tourism Fund.....100.0%	
7007-1200	For a program to create and maintain a more favorable and responsive environment for the attraction and retention of technology-intensive clusters for the commonwealth; provided, that such clusters may be characterized by technological or market focus, geographic proximity or other shared interests; provided further, that such cluster-support activities shall be deemed to be the exercise of an essential governmental function intended to: (1) foster increased collaboration among cluster organizations; (2) facilitate improved communications between the commonwealth and cluster organizations; (3) identify and respond to challenges and opportunities related to cluster organizations; (4) enhance the competitive position of cluster firms; (5) reduce the costs of doing business in the commonwealth through purchasing cooperatives; and (6) generally improve the perception of the value and benefits of doing business in the commonwealth; provided further, that amounts appropriated in this item shall be expended to the Massachusetts Technology Park Corporation to be held, applied and administered through its Massachusetts Technology Collaborative; provided further, that said corporation shall establish an independent advisory panel to advise said corporation relative to the most effective application of funds appropriated in this item; and provided further, that the executive director shall file a report with the house and senate committees on science and technology and the house and senate committees on ways and means detailing the activities undertaken with the funds appropriated herein not later than January 15, 2009 .....	250,000
7007-1300	For the operation of the Massachusetts International Trade Council .....	1,460,000
	Tourism Fund.....100.0%	
7007-1500	For the operation and administration of the office of minority and women business assistance; provided, that the office shall administer an electronic business certification application which shall be accessible to business applicants through use of the internet; provided further, that the office shall ensure the integrity and security of personal and financial information transmitted by electronic application; provided further, that the office shall, using all	

existing available resources, provide certification services within each of the 1-stop regional assistance centers of the Massachusetts office of business development; and provided further, that the office shall develop and implement measures and procedures to continue to improve the efficiency and the timeliness of the certification process ..

1,049,529

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## EXECUTIVE OFFICE OF EDUCATION.

7009-6379 For the operation of the office of the secretary of education; provided, that agencies within the executive office may, with prior approval of the secretary, streamline and improve administrative operations under interdepartmental service agreements; provided further, the Secretary shall expend not less than \$15,000 for the commission relative to the scope of the degree-granting authority of the state colleges and the feasibility of establishing a system of state universities established by this act .....

947,092

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## DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION.

7010-0005 For the operation of the department of elementary and secondary education; provided, that the department, in collaboration with the commission on gay and lesbian youth established by section 67 of chapter 3 of the General Laws, shall allocate not less than \$300,000 for programming to ensure public schools' compliance with the board of elementary and secondary education's recommendations for the support and safety of gay and lesbian students and the implementation of related suicide-prevention and violence-prevention efforts; provided further, that not less than \$100,000 shall be expended for the operation of the student advisory council established pursuant to section 1E of chapter 15 of the General Laws; and provided further, that not later than November 15, 2008, the department shall submit a progress report to the secretary of administration and finance, the chairs of the house and senate committees on ways and means and the house and senate chairs of the joint committee on education on efforts by the department to further define and advance the strategic vision of the department, along with a detailed implementation plan for realizing that vision .....

7010-0012 For grants to cities, towns and regional school districts for payments of certain costs and related expenses for the program to eliminate racial imbalance established under section 12A of chapter 76 of the General Laws; provided, that funds shall be made available for payment for services rendered by METCO, Inc. and Springfield public schools .....

7010-0020 For the Bay State Reading Institute, Inc.; provided, that the program shall be administered under contract to Middle-

17,055,302

21,615,313

sex Community College in programmatic collaboration with Framingham State College; provided further, that the Institute shall provide literacy-based intervention in schools and districts at risk of or determined to be underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws; provided further, that schools not meeting the above criteria may be selected for assistance if they contribute not less than half of the cost of the services they receive; provided further, that preference in the awarding of said funds shall be given to schools and districts with a high percentage of minority or low-income students; provided further, that such school-wide literacy-based intervention programs shall be based on effective, research-based instruction in reading, as called for in Reading First; provided further, that in its evaluation of applications for said initiative, the executive director of said initiative may take into consideration schools' cumulative grade 3 MCAS scores; provided further, that such school-wide literacy-based intervention programs shall provide for the evaluation and tracking of all students' reading and writing skills at least annually, shall include measurable goals and benchmarks, shall be led by a school-based planning team which includes teaching faculty and the school principal, shall provide for the training of teachers in effective, research-based strategies for reading instruction and shall include a school-wide literacy coordinator who shall be responsible for the coordination and training of other school staff; provided further, that said initiative shall require that participating schools engage in frequent assessment of the progress of individual students, including diagnostics to pin-point the source of difficulty for struggling students, use small-group, student-centered instruction for a substantial part of the school day in order to allow teachers to meet the needs of individual students and differentiate instruction to help every student reach his or her potential, use research-based interventions that address the particular needs of struggling students, focus on literacy instruction, including writing across the curriculum, monitor progress frequently to make sure that the strategies used with these students are working, and seek out additional funding for afterschool time and for substitutes to give teachers an opportunity to plan together, to take a leadership role in implementing change, and to meet with and observe their peers in partner schools; provided further, that funds may be used for a program to train new reading coaches and reading coach trainers; and provided further, that funds appropriated in this item for said initiative may be expended through June 30, 2010 .....

1,200,000

7010-0216

For the teacher, principal, and superintendent retention programs established in sections 19B, 19C, and 19E of chapter 15A of the General Laws; provided, that no funds shall be expended for personnel costs .....

595,881

7010-1022

For the development and implementation of certificates of occupational proficiency .....

1,301,064

7027-0016 For matching grants for various school-to-work programs; provided, that the board of elementary and secondary education shall establish guidelines for such programs in consultation with the department of workforce development; provided further, that any funds distributed from this item to cities, towns or regional school districts shall be deposited with the treasurer of the city, town, or regional school district and held in a separate account and shall be expended by the school committee without further appropriation, notwithstanding any general or special laws to the contrary; provided further, that each grant awarded herein shall be matched by the recipient from local, federal, or private funds; provided further, that the board of elementary and secondary education may determine the percentage match required on an individual grant basis; provided further, that the department of elementary and secondary education shall make available a payment of \$734,400 for the state's matching grant for the CS-squared program at the Commonwealth Corporation; provided further, that the department of elementary and secondary education shall make available a payment of \$942,191 to Jobs for Bay State Graduates, Inc., for the purpose of school-to-work activities; provided further, that not less than \$245,000 shall be made available to Junior Achievements of Massachusetts, of which not less than \$75,000 shall be provided to Junior Achievement of Eastern Massachusetts, and further, of which not less than \$60,000 shall be provided to Junior Achievement of Central Massachusetts, and further, of which not less than \$60,000 shall be provided to Junior Achievement of Southern Massachusetts, and further, of which not less than \$50,000 shall be provided to Junior Achievement of Western Massachusetts; provided further, that not less than \$50,000 shall be expended for MY TURN, INC. for the purpose of school to work activities, connecting to college activities and youth workforce development activities; provided further, that not less than \$150,000 shall be expended for the town of Southbridge for preventing violence and hate crimes in Kindergarten through 8; provided further, that the program shall also offer parent training and education in violence prevention and racial tolerance; provided further, that \$47,926 shall be made available to the Blue Hills Regional Technical School for the Blue Hills School to Careers Partnership to fund a Teacher Externship Program and a Student Internship Program; provided further, that not less than \$200,000 be allocated to the Massachusetts Foundation for the Humanities for an adult education program; provided further, that \$250,000 shall be expended for Amer-I-Can Program, Inc. through the Black Men of Greater Springfield, Inc.; provided further, that not less than \$50,000 shall be expended for the Diploma Plus Program at Cape Cod Community College; and provided further, that not less than \$200,000 shall be provided for the Diploma Plus drop out prevention program in partnership with the Commonwealth Corporation and the Massachusetts Department of Elementary and Secondary Education .....

2,869,517

7027-0019	For school-to-career connecting activities; provided, that notwithstanding any general or special law to the contrary, the board of elementary and secondary education, in cooperation with the department of workforce development and the state workforce investment board, may establish and support a public-private partnership to link high school students with economic and learning opportunities on the job as part of the school-to-work transition program; provided further, that such program may include the award of matching grants to workforce investment boards or other local public-private partnerships involving local community job commitments and work site learning opportunities for students; provided further, that the grants shall require at least a 200 per cent match in wages for the students from private sector participants; provided further, that the program shall include, but not be limited to, a provision that business leaders commit resources to pay salaries, to provide mentoring and instruction on the job and to work closely with teachers; and provided further, that public funds shall assume the costs of connecting schools and businesses to ensure that students serve productively on the job .....	4,129,687
7027-1004	For English language acquisition professional development to improve the academic performance of English language learners and effectively implement sheltered English immersion as outlined in chapter 386 of the acts of 2002; provided, that the department shall only approve professional development courses and offerings with proven, replicable results in improving teacher performance, and which shall have demonstrated the use of best practices, as determined by the department, including data comparing pre-training and post-training knowledge; provided further, that the department shall, not later than February 15, 2009, provide a report on the number of educators who have received such training since passage of chapter 386 of the acts of 2002, the estimated number who need such additional training, and a review and analysis of the most effective types of professional development and the most common gaps in the knowledge base of educators implementing English immersion and teaching English language acquisition, along with legislative or regulatory recommendations of the department; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; and provided further, that no funds shall be expended for personnel costs .....	468,987
7028-0031	For the expenses of school age children in institutional schools under section 12 of chapter 71B of the General Laws; provided, that the department may provide special education services to eligible inmates in county houses of correction; provided further, that the department of youth services shall continue to collaborate with the department of elementary and secondary education in order to align	

curriculum at the department of youth services with the statewide curriculum frameworks and to ease the reintegration of youth from facilities at the department of youth services into regular public school settings; and provided further, that the department of elementary and secondary education, in conjunction with the commissioner of youth services, shall submit a report on progress made to the house and senate committees on ways and means by December 1, 2008 .....

7,692,734

- 7030-1002 For kindergarten development grants to provide ongoing grant awards to continue quality enhancement of existing full-day kindergarten classrooms and to encourage the transition of half-day classrooms into full-day kindergarten classrooms; provided, that the department shall administer a grant program to encourage the voluntary expansion of high quality, full-day kindergarten education throughout the commonwealth; provided further, that grants of not more than \$18,000 per classroom shall be made available to public schools for planning transition from half-day classrooms to full-day kindergarten classrooms; provided further, that grants may be awarded in the first year of transition to full-day kindergarten implementation as a transition to Chapter 70 funding in subsequent years; provided further, that grants funded through this appropriation shall not annualize to more than \$18,000 per classroom in subsequent fiscal years; provided further, that preference shall be given to grant applicants with high percentages of students scoring in levels 1 or 2 on the Massachusetts comprehensive assessment system exam, as determined by the department based on available data; provided further, that any grant funds distributed from this item shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district without further appropriation, notwithstanding any general or special law to the contrary; provided further, that such program shall supplement and shall not supplant currently funded local, state and federal programs at the school or district; provided further, that not less than \$3,000,000 shall be expended on grants to expand half-day classrooms to new full-day classrooms; provided further, that any unexpended portion of said \$3,000,000 as of January 1, 2009 may be used for quality grants or for first year transition grants as authorized by this item; provided further, that not later than January 15, 2009, the department shall report to the house and senate committees on ways and means on the total number of grants requested and awarded; provided further, that the report shall detail common factors associated with both successful and unsuccessful applications and shall include the total number of full-day and half-day kindergarten classrooms projected to be in operation in public schools in fiscal year 2010; provided further, that funds appropriated in this item for transition grant awards may be expended through August 31, 2009, for the purposes of transition projects

	<p>scheduled for the school year beginning in September 2009; provided further, that all kindergarten programs previously funded through community partnership councils at the department of early education and care shall receive grants from this item in amounts not less than they received in fiscal year 2008; and provided further, that no funds shall be expended for personnel costs .....</p>	33,799,216
7030-1003	<p>For the John Silber early literacy program to promote research based school-wide literacy education and to promote literacy among children in grades K through 3; provided, that the department shall administer said early literacy grant programs to improve the quality and effectiveness of literacy education to the greatest extent possible; provided further, that these early literacy education programs shall be based on a scientifically-based reading research program consistent with the federal Reading First Initiative; provided further, that not less than \$100,000 be expended for the TU-LEAP Program; provided further, that \$435,000 shall be expended for JFY.net, a Jobs for Youth initiative for high technology, literacy and job skill instruction to youth and adults through advanced software and existing infrastructure capacity in schools and community agencies; provided further, that such programs shall supplement currently funded local, state and federal programs at the school or district; provided further, that any grant funds distributed from this item shall be deposited with the treasurer of such city, town or regional school district and held in a separate account and shall be expended by the school committee of such city, town or regional school district, without further appropriation, notwithstanding the provisions of any general or special law to the contrary; and provided further, that no funds shall be expended for personnel costs .....</p>	3,540,000
7030-1005	<p>For Reading Recovery, an early intervention individual tutorial literacy program designed as a pre-special education referral and short-term intervention for children who are at risk of failing to read in the first grade; provided, that not less than \$500,000 shall be expended for matching grants to school districts to support the funding of Reading Recovery teacher's salaries in one-to-one early intervention tutorial literacy programs; and provided further, that said program shall provide ongoing documentation and evaluation of results.....</p>	2,900,000
7035-0002	<p>For the provision and improvement of adult basic education services, including reading, writing and mathematics; provided, that grants shall be distributed to a diverse network of organizations which have demonstrated commitment and effectiveness in the provision of such services, and that are selected competitively by the department of elementary and secondary education; provided further, that such grants shall support the successful transition of students from other adult basic education programs to community college certificate and degree-granting programs; provided further, that such grants shall be contingent upon satisfactory levels of performance as defined and deter-</p>	

	<p>mined by the department; provided further, that in no case shall grants be considered an entitlement to a grant recipient; provided further, that the department shall consult with the community colleges and other service providers in establishing and implementing content, performance and professional standards for adult basic education programs and services; and provided further, that funds shall only be expended in the CC, HH, PP, and UU object classes .....</p>	31,101,348
7035-0006	<p>For reimbursements to regional school districts for the transportation of pupils; provided, that notwithstanding any general or special law to the contrary, the commonwealth's obligation shall not exceed the amount appropriated in this item .....</p>	61,300,000
7035-0007	<p>For reimbursements to cities, towns, regional vocational or county agricultural school districts, independent vocational schools, or collaboratives for certain expenditures for transportation of nonresident pupils to any approved vocational-technical program of any regional or county agricultural school district, city, town, independent school or collaborative pursuant to section 8A of chapter 74 of the General Laws; provided, that should the amount appropriated herein be insufficient to fully fund said section 8A, initial reimbursements made by the department of elementary and secondary education may be prorated by the department to all eligible cities, towns, regional vocational or county agricultural school districts, independent vocational schools, or collaboratives; and provided further, that upon a determination by the department that the funds appropriated in this item are insufficient to meet the commonwealth's full obligation under said section 8A, the department shall, within 10 days, notify the secretary of administration and finance, the house and senate chairs of the joint committee on education, and the chairs of the house and senate ways and means committees of the amount needed to fully fund said obligation .....</p>	2,086,500
7051-0015	<p>For operating funds to distribute food for the Massachusetts emergency food assistance program .....</p>	1,247,000
7052-0006	<p>For grants and reimbursements to cities, towns, regional school districts and counties previously approved by the department of elementary and secondary education under chapter 645 of the acts of 1948 and chapter 70B of the General Laws for payments associated with admission to a regional school district .....</p>	19,076
7053-1909	<p>For reimbursements to cities and towns for partial assistance in the furnishing of lunches to school children, including partial assistance in the furnishing of lunches to school children as authorized by chapter 538 of the acts of 1951, and for supplementing funds allocated for the special milk program; provided, that notwithstanding any general or special law to the contrary, payments so authorized in the aggregate for partial assistance in the furnishing of lunches to school children shall not exceed the required</p>	

	state revenue match contained in Public Law 79-396, as amended, cited as the National School Lunch Act and in the regulations implementing the act .....	5,426,986
7053-1925	For the school breakfast program for public and nonpublic schools and for grants to improve summer food programs during the summer school vacation period; provided, that of the sum appropriated in this item, not less than \$300,000 shall be expended for the summer food service outreach program and not less than \$200,000 shall be expended for the school breakfast outreach program, including reimbursement of municipal expenses; provided further, that within the summer food program, priority shall be given to extending such programs for the full summer vacation period and promoting increased participation in such programs; provided further, that the department of elementary and secondary education shall solicit proposals from returning sponsors and school food authorities in time for implementation of such grant programs during the summer of 2009; provided further, that such grants shall only be awarded to sponsors who can demonstrate their intent to offer full summer programs or increase participation; provided further, that the department shall require sufficient reporting from each grantee to measure the success of such grant program; provided further, that the department shall select grantees for the program authorized by this item not later than March 30, 2009; provided further, that not less than \$2,011,060 shall be expended for the universal school breakfast program whereby all children in schools receiving funds under the program shall be provided free, nutritious breakfasts at no cost to them; provided further, that subject to regulations of the board that specify time and learning standards, breakfasts shall be served during regular school hours; provided further, that participation shall be limited to those elementary schools mandated to serve breakfast under section 1C of chapter 69 of the General Laws where 60 per cent or more of the students are eligible for free or reduced-price meals under the federally-funded school meals program; provided further, that the department shall select school sites for programs authorized by this item not later than November 15, 2008, and shall report to the chairs of the house and senate committees on ways and means on the preliminary results of these grants not later than January 9, 2009; provided further, that nothing in the universal school breakfast program shall give rise to enforceable legal rights in any party or enforceable entitlement to services; and provided further, that the department shall select grantees for the program authorized by this item not later than March 30, 2009, prior appropriation continued .....	4,277,635
7061-0008	For school aid to cities, towns, regional school districts, counties maintaining agricultural schools, independent vocational schools and independent agricultural and technical	

schools to be distributed under chapters 70 and 76 of the General Laws and section 3; provided, that each school district shall report annually to the department of elementary and secondary education on its professional development expenditures, in a manner and form prescribed by the commissioner and consistent with the accountability requirements of the federal No Child Left Behind Act P.L. 107-110; and provided further, that the department of elementary and secondary education shall report annually to the house and senate committees on ways and means on school districts' professional development spending .....

3,948,824,061

- 7061-0011 For a reserve to: (1) meet extraordinary increases in the minimum required local contribution of a municipality as calculated pursuant to the requirements of section 3; provided, that a municipality seeking funds hereunder shall apply for a waiver from the department of revenue pursuant to section 67; provided, further, that the commissioner shall issue a finding concerning such waiver applications within 30 days of the receipt thereof, after consulting with the commissioner of education regarding the merits of such application; 2) assist towns that received less than the state average in chapter 70 funding and whose minimum per pupil contribution to regional vocational schools exceeds 40 percent of their district minimum per pupil contribution; (3) assist regional school districts which, prior to fiscal year 2009, have assessed member towns using the provisions of their regional agreement, and which, in fiscal year 2009, will assess member towns using the required contributions calculated pursuant to section 3; (4) assist towns impacted by stresses in the commercial agricultural, fishing or lobster industry whose required local contribution exceeds 75 per cent of their foundation budget; (5) assist towns negatively impacted by shortfalls in federal impact aid for the education of children in families employed by the federal government on military reservations located within the town's limits; (6) assist regional school districts in rural areas which meet each of the following 2 criteria: (a) have fewer than 30 full-time enrollment students per square mile; and  
(b) have experienced more than 7 per cent enrollment decline between fiscal year 2003 and fiscal year 2008; provided, that preference shall be given to those districts that have joined the group insurance commission before July 1, 2008; (7) assist operating districts in which the chapter 70 aid, so-called, distributed in fiscal year 09 is less than the chapter 70 aid distributed in fiscal year 02; (8) meet extraordinary increases in minimum required local contribution in municipalities: a) whose assessment from any individual school district increased by more than 10% from FY 08 to FY09, b) for whom the increase is greater than 5% of the municipality's total FY 09 operating budget, c) for whom the increase is due in part to implementation of the Department of Education 'Turn Around Plan' and d) for whom the increase is greater than four times the sum the municipality expects to raise through the statutory 2.5% increase in the tax levy and its

estimated new growth for FY 09; provided, that any grants provided to school districts under this item shall be expended by a school committee without further appropriation; provided further, that the department shall make not less than 80 per cent of awards from this item not later than October 15, 2008; and provided further, that no funds distributed from this item shall be considered prior year chapter 70 aid nor used in the calculation of the minimum required local contribution for fiscal year 2010 .....

3,500,000

7061-0012

For the reimbursement of extraordinary special education costs under section 5A of chapter 71B of the General Laws; provided, that reimbursements shall be prorated so that expenses of this item do not exceed the amount appropriated in this item; provided further, that upon receipt by the department of elementary and secondary education of required special education cost reports from school districts, the department shall reimburse districts based on fiscal year 2008 claims; provided further, that not more than \$9,250,000 shall be used to continue and expand voluntary residential placement prevention programs between the department of elementary and secondary education and other departments within the executive office of health and human services that develop community-based support services for children and their families; provided further, that of this \$9,250,000, not less than \$8,000,000 shall be made available to the department of mental retardation for the voluntary residential placement prevention program administered by that department; provided further, that \$800,000 shall be expended for Recording for the Blind & Dyslexic to provide books in accessible synthetic audio format made available through the federal NIMAS-NIMAC book repository, to do outreach and training of teachers and students for the use of NIMAS-NIMAC and human speech audio digital textbooks, and for human voice recording of MCAS exams; provided further, that, of this \$800,000, \$285,000 shall be expended for the costs of borrowing audio textbooks by special education students; provided further, that \$450,000 shall be expended for the funding of the costs of 10 intercollaborative networks throughout the Commonwealth to provide partial funding for transportation coordination, administrative support, software updates, maintenance and training; provided further, that the funding shall be expended for the purpose of expanding the pilot program to demonstrate that transportation of students to out-of-district special education placements can be accomplished at a lower cost and with improved quality of service by delegating the planning and contracting for such transportation to education collaborative networks; provided further, that \$100,000 shall be expended for the administrative costs for statewide transportation network coordination that will provide funding for staff, supplies and materials; provided further, that the funding shall be expended for providing coordination and support services to the 10 collaborative transportation networks; provided further, that not more than \$1,000,000 shall be expended for the monitoring and

follow-up activities of the department's complaint management system, review and approval of local educational agency applications, and local school districts' compliance with the part B requirements of the federal Special Education Law, known as the Individuals with Disabilities Education Act, in the provision of special education and related services to children with disabilities; provided further, that these monitoring activities shall occur in each school district in cycles of not less than 3 years; provided further, that not more than \$500,000 shall be expended to administer the reimbursements funded herein; provided further, that notwithstanding said section 5A of said chapter 71B, the department, at the discretion of the commissioner, may expend up to \$5,000,000 to reimburse districts for extraordinary increases in costs incurred during fiscal year 2009 which would be reimbursable under said section 5A of said chapter 71B; provided further, that reimbursements for current year costs shall be limited to school districts which experience increases of greater than 25 per cent from costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2008 to costs reimbursable under said section 5A of said chapter 71B and incurred during fiscal year 2009 or other cases of extraordinary hardship where special education costs increase in relationship to total district costs as the department may define through regulation or guidelines; provided further, that reimbursements for current year costs shall be allocated as one-time grants and shall not decrease reimbursements in the following fiscal year; provided further, that the department shall conduct audits of fiscal year 2008 claims; provided further, that if the claims are found to be inaccurate, the department shall recalculate the fiscal year 2009 reimbursement amount and adjust the third and fourth quarter payments to the districts to reflect the new reimbursement amount; provided further, that the department shall file a report with the chairs of the house and senate committees on ways and means no later than February 15, 2009, on the results of the audits; and provided further, that not less than \$2,000,000 shall be expended for partial reimbursement of transportation costs associated with out-of-district placements; provided further, that no district shall be eligible for said reimbursement unless it is participating in the special education transportation pilot program funded through this item, and demonstrates that they have used and applied special education transportation software to share routes; and provided further, that all eligible districts shall receive an equal pro-rated share of their total eligible costs upon submission of claims to the department of elementary and secondary education .....

227,802,533

7061-0029	For the office of educational quality and accountability established pursuant to section 55A of chapter 15 of the General Laws .....	2,974,554
7061-0222	For grants issued by the department of elementary and secondary education on a competitive basis to school depart-	

	ments for targeted intervention for the purpose of establishing low-class size classrooms in grades K-3, starting in FY09 with kindergarten, to assist the schools in improving their performance and to establish the efficacy of such a program in reducing gaps in achievement between at-risk and other children; provided further that the grants shall be used for establishing a class size of 15-17 pupils for kindergartens in the selected schools, planning, professional development, and other activities that enhance the capacity of the schools to develop a successful program; provided further that an evaluation/research component be included by the department to assess the efficacy of reduced class size in the early years in enhancing student achievement; provided further that the department may allocate a reasonable sum for evaluation/research and administration; provided further that the department may set additional criteria in awarding the grants, such as geographic distribution or diversity of size or types of school systems; and provided further, that said grants shall be coordinated by the department with all efforts undertaken through item 7061-9408 .....	400,000
7061-9010	For fiscal year 2009 reimbursements to certain cities, towns and regional school districts of charter school tuition and the per pupil capital needs component included in the charter school tuition amount for commonwealth charter schools, as calculated under subsections (nn) and (oo) of section 89 of chapter 71 of the General Laws; provided, that notwithstanding the provisions of subsection (nn) of section 89 of chapter 71 of the General Laws or any other general or special law to the contrary, the per pupil capital needs component of the commonwealth charter school tuition rate for fiscal year 2009 shall be \$893; and provided further, that if the amount appropriated is insufficient to fully fund all reimbursements required by said section 89, the department shall fully reimburse the cost of said per pupil capital needs component and shall prorate the tuition reimbursements calculated under said subsection (oo) .....	78,087,287
7061-9200	For the education technology program; provided, that not less than \$650,000 shall be expended for the ongoing costs associated with the Education Data Warehouse and Reporting System (Data Warehouse) .....	5,448,093
7061-9400	For student and school assessment including the administration of the Massachusetts comprehensive assessment system (MCAS) exam established by the board of elementary and secondary education pursuant to sections 1D and 1I of chapter 69 of the General Laws and for grants to school districts to develop portfolio assessments for use in individual classrooms as an enhancement to student assessment; provided, that as much as is practicable, especially in the case of students whose performance is difficult to assess using conventional methods, such instruments shall include consideration of work samples and projects and shall facilitate authentic and direct gauges of student performance; provided further, that such	

portfolio assessments shall not replace the statewide standardized assessment based on the curriculum frameworks; provided further, that all school assessments shall center on the academic standards embodied in the curriculum frameworks and shall involve gauges which shall be relevant and meaningful to students, parents, teachers, administrators and taxpayers pursuant to the first paragraph of section 1L of chapter 69 of the General Laws; and provided further, that notwithstanding any general or special law to the contrary, assessment of proficiency in English shall be administered in English .....

29,310,695

7061-9404

For grants to cities, towns and regional school districts to provide targeted remediation programs in English and math to students in the classes of 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012 and 2013, scoring in level 1 or 2 on the Massachusetts comprehensive assessment system (MCAS) exam established by the board of elementary and secondary education pursuant to the provisions of sections 1D and 1I of said chapter 69 of the General Laws; provided, that the department and districts shall ensure that services are available to students with disabilities; provided further, that in awarding remediation funds, preference may be given to schools and districts at risk of or determined to be under-performing in accordance with said sections 1J and 1K of said chapter 69; provided further, that the purpose of this program shall be to improve students' performance on the MCAS exam through replication of services and educational strategies with proven results as determined by the department of elementary and secondary education; provided further, that such programs shall supplement currently funded local, state, and federal programs at the school or district; provided further, that funds shall be expended for a competitive grant program to fund academic support and college transition services to be implemented in fiscal year 2009, and operated by public institutions of higher learning or by public-private partnerships in the commonwealth, for students in the graduating classes of 2003, 2004, 2005, 2006, 2007, 2008 and 2009 who have completed high school but have not yet obtained a competency determination as defined in section 1D of chapter 69 as measured by the MCAS assessment instrument authorized by said section 1I of said chapter 69, but who are working to pass the English and math MCAS tests, obtain a competency determination, and earn a high school diploma; provided further, that for the purpose of the programs, appropriated funds may be expended through August 31, 2009, to allow for summer remediation programs; provided further, that funds shall be expended for a competitive grant program to fund Pathways programs targeting eleventh and twelfth graders, instituted by local school districts, public institutions of higher education and qualified public and private educational services organizations and One Stop Career Centers including, but not limited to, school-to-work connecting activities, creating worksite learning experiences for students as an extension of the classroom, outreach

programs for students who will need post-twelfth grade remediation to attain the skills necessary to pass MCAS, and counseling programs to educate parents and high school students on post-twelfth grade remediation options; provided further, that funds shall be expended for a competitive grant program, guidelines for which shall be developed by the department of elementary and secondary education, for intensive remediation programs in communities with students in the graduating classes of 2003 to 2013, inclusive, who have not obtained a competency determination or have scored in levels 1 or 2 on either the English or math MCAS exams; provided further, that the department of elementary and secondary education may give preference for such assistance to those districts with a high percentage of high school students scoring in level 1 on the MCAS exam in English and math; provided further, that eligible applicants shall include individual high schools, and those institutions which shall have partnered with a high school or group of high schools; provided further, that no district shall receive a grant from this appropriation until said district submits to the department of elementary and secondary education a comprehensive district plan pursuant to the provisions of section 11 of chapter 69, to improve performance of all student populations including, but not limited to, students with disabilities; provided further, that not less than \$1,000,000 shall be transferred to JFY networks, a non-profit corporation formerly Jobs for Youth, for a matching grant for the purposes of enhancing student performance on the MCAS examination through instructional computer software; provided further, that \$300,000 shall be transferred to the Efficacy Institute for work in ‘Campaigns for Proficiency’ in Springfield, Boston and Lawrence, to be used for training public school teachers and youth workers in after-school programs in methods for using assessment data to develop effective strategies to improve student performance on the MCAS; provided further, that not less than \$180,000 shall be expended for the Invest-in-Kids program to provide after school programs in the city of New Bedford; provided further, that not less than \$125,000 shall be expended for Casa Dominicana in Lawrence; provided further, that not less than \$100,000 shall be expended for Esperanza Academy School of Hope; provided further, that not less than \$100,000 shall be expended for Lawrence Learning Center and Community Development in the City of Lawrence; provided further, that not less than \$75,000 shall be expended for Link Services at the Pettengill House in Salisbury to provide advocacy counseling, referrals, emergency assistance and prevention education programs to the children and families of both Triton Regional and Amesbury Public Schools; provided further, that not less than \$50,000 shall be expended for El Jolgorio’s Hispanic Writers Program for improving literacy skills and conflict resolution in Latino youth; provided further, that \$50,000 shall be expended for the Astro Park at Barnstable High School;

provided further, that not less than \$75,000 shall be expended for Greater Lawrence Community Action Council, Inc.'s Spanish Community Services Program; provided further, that \$75,000 shall be expended for The WhizKids Foundation, Inc.; provided further, that not less than \$50,000 shall be expended for Centro Latino de Chelsea to provide adult basic education services in the city of Chelsea; provided further, that not less than \$370,000 shall be allocated to the Framingham public schools to evaluate existing dual- immersion programs in the town of Framingham and elsewhere in the Commonwealth, including an evaluation of best practices and all professional development related to these programs; provided further, that \$30,000 shall be expended to provide matching grants for Early Intervention Tutorial Literacy teachers in each of the towns of Dalton and Bernardston to provide literacy intervention services for students in danger of failure on the MCAS test; provided further, that no less than \$87,500 be expended to provide funding for Camp Pohelho in Tewksbury; provided further that not less than \$100,000 shall be expended for programming and activities at the Newburyport Youth Services youth enrichment center; provided further, that any evaluation will examine the likelihood and efficiency of replication of these programs and practices in school districts with a large percentage of English language learners; provided further, that these funds may be expended for professional development related to these programs; provided further, that the department shall issue a report not later than February 1, 2009, and annually thereafter as a condition of continued funding under this account, in collaboration with the department of higher education, describing MCAS support programs for the graduating classes of 2003 to 2013, inclusive, funded by items 7061-9404 and 7027-0019, school to work accounts, institutions of public higher education, and other sources, including federal sources; provided further, that such report shall include, but not be limited to, the number of students eligible to participate in such programs, the number of students participating in such programs, the number of students who have passed the MCAS assessment and obtained a competency determination through these programs but not met local graduation requirements, and the number of students who have passed the MCAS assessment and obtained a competency determination through these programs and met local graduation requirements; provided further, that said report shall be provided to the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that any grant funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town, or regional school district and held in a separate account and shall be expended by the school committee of such city, town, or regional school district without further appropriation, notwithstanding any general or special law to the contrary; and provided further, that no costs shall be

	expended for personnel costs .....	13,277,363
7061-9408	For targeted intervention to schools and districts at risk of or determined to be underperforming under sections 1J and 1K of chapter 69 of the General Laws, schools and districts which have been placed in the accountability status of identified for improvement, corrective action, or restructuring pursuant to departmental regulations, or which have been designated Commonwealth priority schools or commonwealth pilot schools pursuant to said regulations; provided, that no money shall be expended in any school or district that fails to file a comprehensive district plan pursuant to the provisions of section 1I of said chapter 69 of the General Laws; provided further, that the department shall only approve reform plans with proven, replicable results in improving student performance; provided further, that in carrying out the provisions of this item, the department may contract with school support specialists, turnaround partners, and such other external assistance as is needed in the expert opinion of the commissioner, to successfully turn around failing school and district performance; provided further, that no funds shall be expended on targeted intervention unless the department shall have approved, as part of the comprehensive district improvement plan, a professional development plan which addresses the needs of the district as determined by the department; provided further, that eligible professional development activities for purposes of this item shall include, but not be limited to: professional development among teachers of the same grade levels and teachers of the same subject matter across grade levels, professional development focused on improving the teacher's content knowledge in the field or subject area in which the teacher is practicing, professional development which provides teachers with research based strategies for increasing student success, professional development teaching the principles of data driven instruction, and funding which helps provide common planning time for teachers within a school and within the school district; provided further, that preference in the awarding of such funds shall be given to professional development in math and English content skills; provided further, that funds from any targeted intervention grant may be used to partially offset the cost of said professional development and common planning time; provided further, that funds may be expended for the purchase of instructional materials pursuant to section 57 of chapter 15 of the General Laws; provided further, that no funds shall be expended on instructional materials except where the purchase of such materials is part of a comprehensive plan to align the school or district curriculum with the Massachusetts curriculum frameworks; provided further, that preference in distributing funds shall be made for proposals which coordinate reform efforts within all schools of a district in order to prevent conflicts between multiple reforms and interventions among the schools; provided further, that not more than \$1,000,000 of this amount shall	

be expended on the Commonwealth pilot school initiative established by the board in November 2006; provided further, that not more than \$200,000 of this amount shall be expended on regionalism study grants to explore methods of improving the delivery of education services in areas of declining student enrollment, including but not limited to, studies of fully regionalizing partial regional school districts, funding demographic studies to project future district enrollments, and exploring creative means of collaborating across regions, including sharing curriculum specialists, professional development providers, transportation services, and other educational and instructional interventions between regions; provided further, that the department shall issue a report not later than February 1, 2009, and annually thereafter describing and analyzing all intervention and targeted assistance efforts funded by this item; provided further, that said report shall include but not be limited to: the number of schools and school districts eligible to receive such assistance, the number of students attending school in said districts, the nature and type of intervention activities funded through this item, by school and school district, the number of teachers in professional development funded in part through this item, the number of districts with curricula or professional development systems aligned with the Massachusetts curriculum frameworks, and the number that are undertaking that effort with grants funded by this item, the number of outside vendors with whom the department has contracted to provide intervention and turnaround services, the amount each vendor has received, and the results obtained in each instance, the number of students who have passed the MCAS assessment and obtained a competency determination through these programs, before and during the period of intervention and turnaround, and any other data relative to the successes achieved or challenges faced by the effort to turn around schools, along with any legislative or budgetary recommendations for improving the initiative and increasing the success of all intervention efforts; provided further, that said report shall include an analysis of the number of districts with curriculum plans not aligned to the Massachusetts curriculum frameworks, along with any legislative and regulatory recommendations to address the issue; provided further, that said report shall indicate the number of schools which have accepted the commonwealth pilot school model, the reforms which they have undertaken, and the number which have expressed interest in the pilot school option; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that no funds shall be expended on recurring school or school district expenditures unless the department and school district have developed a long term plan to fund such expenditures from the district's opera-

tional budget; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2009, to allow for intervention and school and district improvement planning in the summer months; and provided further, that any funds distributed from this item to a city, town or regional school district shall be deposited with the treasurer of such city, town, or regional school district and held in a separate account and shall be expended by the school committee of such city, town, or regional school district without further appropriation, notwithstanding any general or special law to the contrary .....

8,975,041

7061-9411

For the creation of leadership academies for principals and superintendents pursuant to section 58 of chapter 15 of the General Laws; provided, that said training shall focus on expanding and increasing the capacity of the principal or superintendent to be an instructional and educational leader within the district or school; provided further, that said training shall include, but not be limited to: training in effective personnel evaluation, curriculum development, with a focus on aligning the district and school curriculum with the Massachusetts curriculum frameworks established pursuant to chapter 69 of the General Laws, school based management skills, with a focus on distributed leadership, data analysis skills that enhance the capacity of the principal or superintendent to use student achievement data to drive instructional change, and techniques for developing collaborative relationships with parents and community organizations; provided further, that the department shall issue a report, not later than February 15, 2009, on the implementation of this initiative, which shall include, but not be limited to, the number of principals and superintendents who have been trained in such academies, the number who have expressed interest in such academies, the level of need for leadership training, the most commonly requested types of training, and a preliminary analysis of the effectiveness of the academies in improving the quality of instructional leadership in the commonwealth; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2009, to allow for principal and superintendent training which occurs in the summer months .....

2,500,000

7061-9412

For grants to cities, towns, and regional school districts for the purpose of planning for and implementing expanded learning time in the form of longer school days or school years at selected schools; provided, that implementation grants shall only be provided under this item to schools and districts which submitted qualifying applications which were approved by the department in fiscal year 2008; provided further, that in approving expanded learning time implementation grant applications, preference

shall be given to districts with high poverty rates or a high percentage of students scoring in levels 1 or 2 on the Massachusetts comprehensive assessment system, those districts with plans that have the greatest potential for district-wide impact, those districts that plan to utilize partnerships with community-based organizations and institutions of higher education, and those districts with plans that include a comprehensive restructuring of the entire school day and/or year to maximize the use of the additional learning time; provided further, that the department shall approve implementation plans that include an appropriate mix of additional time spent on core academics, additional time spent on enrichment opportunities such as small group tutoring, homework help, music, arts, sports, physical activity, and project-based experiential learning, and additional time for teacher preparation and/or professional development; provided further, that the department shall only approve implementation plans that assume not more than \$1,300 per pupil per year in future state appropriations of expanded learning time implementation funds; provided further, that in extraordinary cases the department may exceed the \$1,300 per pupil per year limit; provided further, that the department shall review all qualified proposals and award approved grants not later than August 15, 2008; provided further, that in carrying out the provisions of this item, funds may be expended by the department to evaluate the impact and effectiveness of the program; provided further, that the department shall issue an annual report, not later than February 1, 2009, on the implementation of plans in all participating districts; provided further, that said report shall include, but not be limited to: the names of schools and school districts participating, the number of students attending these schools and the nature and type of changes made in participating schools as a result of this program; provided further, that the report shall also include an anticipated budget for this program for the next fiscal year and a breakdown of the distribution of the \$1,300 per student by school; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate committees on ways and means and the house and senate chairs of the joint committee on education; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2009, to allow for planning and implementation during the summer months; provided further, that any grant funds distributed from this item to a city, town, or regional school district shall be deposited with the treasurer of such city, town, or regional school district and held in a separate account and shall be expended by the school committee of such city, town, or regional school district without further appropriation, notwithstanding any general or special law to the contrary; and provided further, that no funds shall be expended for personnel costs at the department of elementary and secondary education .

17,500,000

7061-9600

For a discretionary grant pilot program with the purpose of providing monies to school districts and state public insti-

tutions of higher education partnering together to offer inclusive concurrent enrollment programs for students with disabilities as defined in section 1 of chapter 71B of the General Law ages 18-22; provided, that the grant program will be limited to said students who are considered to have severe disabilities and have been unable to achieve the competency determination necessary to pass the Massachusetts comprehensive assessment system (MCAS) exam; provided further, that said students with disabilities shall be offered enrollment in credit and non-credit courses that include nondisabled students, including enrollment in noncredit courses and credit bearing courses in audit status for students who may not meet course prerequisites and requirements, and that the partnering school districts will provide supports, services and accommodations necessary to facilitate a student's enrollment; provided further, that the department, in consultation with the department of higher education shall develop guidelines to ensure that the grant program promotes civic engagement and mentoring of faculty in state institutions of higher education, and supports college success, work success, participation in student life of the college community, and provision of a free appropriate public education in the least restrictive environment; provided further, that not more than \$50,000 shall be distributed to the department of higher education in order to increase the capacity of public institutions of higher education to include students with severe disabilities in the concurrent enrollment pilot program including \$4,000 for production of a video to be used for provision of training and technical assistance; provided further, that not more than \$50,000 shall be allocated to the department of elementary and secondary education to provide training and technical assistance to school districts for program implementation including \$4,000 for production of said video to be used for provision of training and technical assistance; provided further, that the department of elementary and secondary education, in consultation with the department of higher education, shall report to the chairs of the house and senate committees on ways and means, the joint committee on education and the joint committee on higher education on said discretionary grant program not later than February 15, 2009; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2009 .....

1,575,000

7061-9604 For teacher preparations ..... 1,874,206

7061-9610 For matching grants of \$1,000 per enrolled child to Citizen Schools afterschool learning programs for middle school children across the commonwealth including, but not limited to, those administered in Boston by Citizen Schools, in Lowell by Community Teamwork, Inc., in Malden by the Partnership for Community Schools, in New Bedford by Positive Action Against Chemical Addiction, in Springfield by The Martin Luther King Jr. Community Center and, in Worcester by the Greater Worcester

YMCA, upon documentation by Citizen Schools of \$1 in private sector, local or federal funds for every \$1 in state funds, and that all funds go to programs certified by Citizen Schools, Inc.; provided, that up to \$50,000 of the \$475,000 shall be available to Citizen Schools Inc. to support state-wide training and evaluation efforts, and to further establish the efficacy of the Citizen Schools program in promoting school success, high school completion and college and workforce success for low-income, at-risk students across the commonwealth .....

600,000

7061-9611 For grants or subsidies for afterschool and out-of-school programs; provided, that preference shall be given to afterschool proposals developed collaboratively by public and non-public schools and private community-based programs; provided further, that the department shall fund only those applications which contain accountability systems and measurable outcomes, under guidelines to be determined by the department in consultation with the department of early education and care; provided further, that applicants shall detail funds received from all public sources for existing afterschool and out-of-school programs and the types of programs and type of students served by said funds; provided further, that funds may be directed to increase comprehensive afterschool and out-of-school time programming to school age children and youth during the school year and the summer, including but not limited to 21st century community learning centers programs; provided further, that funds from this item may be used for a variety of activities, including but not limited to: (1) academic tutoring and homework centers where content is linked to and based on the curriculum guidelines promulgated by said department, (2) programs which improve the health of students, including physical activities, athletics, nutrition and health education, and exercise, (3) art, theater, and music programs developed in collaboration with the Massachusetts cultural council, local cultural councils, or cultural organizations in the Commonwealth funded by the Massachusetts cultural council, (4) enrichment activities not otherwise provided during the school day, (5) advanced study for the gifted and talented, and (6) community service programs; provided further, that \$100,000 from this item shall be expended for services that actively include children with disabilities in afterschool programs that also serve non-disabled children and services that include children where English is a second language, including but not limited to: increased per-child reimbursement rates, additional staff, technical assistance, training, and transportation; provided further, that the department of elementary and secondary education shall consult the executive office of health and human services and the department of early education and care to maximize the provision of wrap-around services and to coordinate programs and services for children and youth during afterschool and out-of-school time programs; provided further, that the department shall select grant recipients not later than September 30, 2008, and shall

	report on the preliminary results of said grants not later than February 15, 2009, to the secretary of administration and finance, the house and senate chairs of the joint committee on education, and the chairs of the house and senate committees on ways and means; provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2009, to allow for implementation of said programs during the summer months; and provided further, that \$50,000 be directed to the Massachusetts After School Partnership to convene regional networks, to work with the department of elementary and secondary education and the department of early education and care to support the implementation of school-community partnerships, and to submit a report by October 15, 2009, to the General Court and the administration making recommendations on how to enhance school-community partnerships and positive outcomes for children and youth through funding as provided in this line item .....	5,000,000
7061-9612	For the school of excellence program at the Worcester Polytechnic Institute; provided, that every effort shall be made to recruit and serve equal numbers of male and female students; provided further, that sending districts of students attending the Institute shall not be required to expend any funds for the cost of these students while in attendance at the Institute; provided further, that the Massachusetts Academy of Mathematics and Science shall provide professional development activities at the school located at Worcester Polytechnic Institute, including salary and benefits for master teachers and visiting scholars; provided further, that the academy shall file a report with the joint committee on education and the house and senate committees on ways and means by February 1, 2009, detailing the professional development activities; and provided further, that the department of elementary and secondary education shall provide a subsidy to the Worcester Polytechnic Institute to operate a school of excellence in mathematics and science .....	1,375,231
7061-9614	For the alternative education grant program established pursuant to section 1N of chapter 69 of the General Laws; provided, that the commissioner shall allocate funds for both subsections (a) and (b) of said section 1N of said chapter 69; and provided further, that no funds shall be expended for personnel costs .....	1,192,840
7061-9619	For the purpose of funding the Benjamin Franklin Institute of Technology; provided, that the institute shall have access to the Massachusetts education computer system; and provided further, that the institute may join the state buying consortium .....	1
7061-9621	For the administration of a grant program for gifted and talented school children; provided, that the funds appropriated in this item shall be in addition to any federal funds available for the program; provided further, that priority shall be given to those grant applications that address the	

	needs of students who are identified by any of the following criteria: (1) the result of a standardized aptitude examination which is 3 or more standard deviations above the mean; (2) an evaluation by the child's teachers that the child does perform, or is capable of performing, satisfactorily at 2 or more grade levels above the child's chronological age; or (3) a score on the math or verbal Scholastic Aptitude Test by a child of not more than 13 years of age which is equal to, or greater than, the average on either test obtained by college-bound high school juniors; provided further, that the programs may be made available by a city, town or regional school district; and provided further, that for the purpose of the programs, appropriated funds may be expended through August 31, 2009 .....	765,000
7061-9626	For grants and contracts with youth-build programs for the purposes of providing comprehensive youth-build services .....	2,520,500
7061-9634	For a transfer of this item to the Massachusetts Service Alliance, which shall be solely responsible for administering a grant program for public and private agencies with mentoring programs for the recruitment and training of mentors and for other supporting services including, but not limited to, academic support services; provided, that the department of elementary and secondary education shall transfer the amount appropriated in this item to the Massachusetts Service Alliance for the purpose of these grants; provided further, that in order to be eligible to receive funds from this item, each public or private agency shall provide a matching amount equal to \$1 for every dollar disbursed from this item; provided further, that funds may be expended to support the mentoring activities of the planned learned achievement for youth program; and provided further, that the Massachusetts Service Alliance shall submit a report detailing the expenditure of such funds and the amount and source of matching funds raised to the secretary of administration and finance and the house and senate committees on ways and means not later than December 29, 2008 .....	712,000
7061-9804	For teacher content training in math and science; provided, that said training shall include math specialist and Massachusetts test for educator licensure preparation; provided further, that funds from this item shall be expended on content based professional development in math and science, with a focus on increasing the content knowledge of elementary and middle school math and science teachers in districts with a high percentage of students scoring in level 1 or 2 on the math or science MCAS exams, or in districts which are at risk of or determined to be underperforming in accordance with sections 1J and 1K of chapter 69 of the General Laws; provided further, that such professional development courses shall demonstrate proven, replicable results in improving teacher and student performance, and shall demonstrate the use of best practices, as determined by the department, including data comparing	

pre-training and post-training content knowledge; provided further, that not less than \$100,000 shall be expended for the Massachusetts Math and Science Initiative for the purpose of providing grants to no less than 10 school districts for teacher training for advanced placement instruction; provided further, that the department shall report, not later than February 15, 2009, on the number of educators provided content training under this item, the estimated number of math and science teachers currently teaching without certification, and any legislative or regulatory recommendations necessary to make middle school and elementary math and science education more rigorous and data driven; provided further, that said report shall be provided to the secretary of administration and finance, the senate president, the speaker of the house, the chairs of the house and senate ways and means committees and the house and senate chairs of the joint committee on education; provided further, that no funds shall be expended for personnel costs; and provided further, that for the purpose of this item, appropriated funds may be expended through August 31, 2009 .....

991,367

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**DEPARTMENT OF HIGHER EDUCATION.**

7066-0000 For the operation of the department; provided, that the department shall recommend savings proposals that permit institutions of public higher education to achieve administrative and program cost reductions, resource reallocation and program re-assessment and to utilize resources otherwise available to such institutions; provided further, that in order to meet the estimated costs of employee fringe benefits provided by the commonwealth on account of employees of the Massachusetts State College Building Authority and the University of Massachusetts Building Authority, and in order to meet the estimated cost of heat, light, power and other services, if any, to be furnished by the commonwealth to projects of these authorities, the boards of trustees of the state colleges and the University of Massachusetts shall transfer to the General Fund from the funds received from the operations of the projects such costs, if any, as shall be incurred by the commonwealth for these purposes in the current fiscal year, as determined by the appropriate building authority, verified by the commissioner of higher education and approved by the secretary of administration and finance; provided further, that \$1,000,000 shall be expended for the Massachusetts Nursing and Allied Health Workforce Development Initiative, to develop and support strategies that increase the number of Massachusetts public higher education faculty members and students who participate in programs that support careers in fields related to nursing and allied health; provided further, that not less than \$100,000 shall be expended for Paul H. Sullivan Leadership Institute at Middlesex Community College; provided further, that not less than \$50,000 shall

	be expended to support the development of a South County Quinsigamond Community College satellite campus; provided further, that not less than \$1,000,000 shall be expended for the department to make payments to public higher education institutions for the dual enrollment program allowing qualified high school students to take college courses; and provided further, that public higher education institutions may offer courses in high schools in addition to courses offered at the institutions or online if the number of students is sufficient .....	4,331,791
7066-0005	For the commonwealth's share of the cost of the compact for education .....	112,924
7066-0009	For the New England board of higher education .....	367,500
7066-0015	For the community college workforce training incentive grant program established in section 15F of chapter 15A of the General Laws .....	2,000,000
7066-0016	For a program of financial aid to support the matriculation of certain persons at public and private institutions of higher learning; provided, that only persons in the custody of the department of social services under a care and protection petition upon reaching the age of 18, or persons in the custody of the department matriculating at such an institution at an earlier age, shall qualify for such aid; provided further, that no such person shall be required to remain in the custody of the department beyond age 18 to qualify for such aid; provided further, that this aid shall not exceed \$6,000 per recipient per year; and provided further, that this aid shall be granted after exhausting all other sources of financial support .....	1,285,000
7070-0031	For the McNair component of the financial assistance program to increase access to public and independent institutions of higher education for students who meet certain income eligibility standards developed by the commissioner of higher education and for students with serious physical impairments, known as the Ronald E. McNair education opportunity program .....	1,965,638
7070-0065	For a scholarship program to provide financial assistance to Massachusetts students enrolled in and pursuing a program of higher education in any approved public or independent college, university, school of nursing, or any other approved institution furnishing a program of higher education; provided, that the Massachusetts state scholarship office shall expend not less than \$14,395,295 for Foster Furcolo community college access grants to ensure that no Massachusetts resident enrolled in and pursuing an associate's degree in any of the community colleges pays more than \$500 in tuition and fees net of any federal or state scholarship or tax credit; provided further, that any resident whose expected family contribution level, as determined under the federal methodology established under Part F of Title IV of the Higher Education Act of	

1965, as amended, is not more than \$2,250, shall incur no net tuition and fee costs after deducting any federal or state scholarship or tax credit from financial need as calculated by the state scholarship office; provided further, that residents who are not fully eligible for the federal HOPE tax credit based on their exceeding maximum income eligibility limits, shall not be eligible for the grants; provided further, that not less than \$9,896,550 shall be expended for state college access grants; provided further, that any Massachusetts resident enrolled in and pursuing a bachelor's degree in any of the state colleges whose expected family contribution level, as determined according to the federal methodology established pursuant to Part F of Title IV of the Higher Education Act of 1965, as amended, is not more than \$2,000, shall incur no net tuition and fee costs after deducting any federal or state scholarship or tax credit from financial need as calculated by the state scholarship office; provided further, that not less than \$8,697,220 shall be expended for a program of needs-based financial assistance for Massachusetts residents enrolled in and pursuing a program of higher education in the University of Massachusetts; provided further, that \$3,148,902 shall be expended for the part-time student grant program; provided further, that the Massachusetts state scholarship office shall expend not less than \$20,773,508 to provide for matching scholarship grants to needy Massachusetts students at participating Massachusetts independent regionally accredited colleges, universities, and schools of nursing; provided further, that not less than \$350,000 shall be made available to provide financial assistance for Massachusetts residents enrolled at public higher education institutions to participate in the Washington Center-Massachusetts Initiative Academic Internship program; provided further, that except as otherwise provided in this act, all financial assistance mentioned previously in this item shall be distributed to students demonstrating the greatest need as determined by an eligibility index used by the state scholarship office; provided further, that students awarded full or partial scholarships under the Christian A. Herter Memorial Scholarship Program, established in section 16 of chapter 15A of the General Laws, who have matriculated in a program of higher education outside the commonwealth may continue to receive the scholarship aid guaranteed by that program; provided further, that the state scholarship office may expend monies for the public service awards as established in section 16 of chapter 15A; provided further, that the commissioner of higher education, in coordination with the Massachusetts state scholarship office, shall adopt regulations governing the eligibility and the awarding of financial assistance; provided further, that not more than \$1,689,945 shall be expended on the administration of the scholarship program; provided further, that not less than \$4,000,000 shall be expended on a scholarship program for all early childhood educators in the commonwealth pursuant to clause (10) of section 5 of chapter 15D

of the General Laws; provided further, that the board of higher education, acting jointly with the board of early education and care, shall establish appropriate guidelines and application criteria for the administration of the program; provided further, that the loan shall cover the cost of tuition, fees, and related expenses as determined by the boards for up to three courses per semester in degree granting programs for early educators who are pursuing associates, bachelors, or masters level degrees to meet the teacher and program quality standards of the department of early education and care; provided further, that eligible recipients shall be early educators and providers who are working in early education and care programs in the commonwealth and who commit to teaching in early education and care programs for a term of service after graduation to be determined by the boards; provided further, that preference shall be given to applicants identified by the local councils or by the regional offices funded by item 3000-2000 as highly talented providers who have already displayed commitment to early childhood education as demonstrated by longevity in the field, who do not otherwise meet the program and quality standards of the department, but who have displayed talent and capability at working with young children that make them strong applicants for this scholarship opportunity; provided further, that not less than \$1,000,000 of said funds shall be expended on a pilot scholarship program for math and science teachers who have received waivers from certification regulations, and are “out of field teachers”, so-called; provided further, that the board of higher education, acting in consultation with the board of elementary and secondary education, shall establish appropriate guidelines and application criteria for the administration of the program; provided further, that the scholarship shall cover the cost of tuition, fees, and related expenses as determined by the boards for up to three courses per semester in degree granting programs for math and science teachers who are taking higher education courses or pursuing degrees to meet the teacher certification requirements of the department of elementary and secondary education; provided further, that eligible recipients shall be math and science teachers who are working in the commonwealth and who commit to continue teaching math and science for a term of service after graduation to be determined by the boards; provided further, that preference shall be given to applicants identified by their superintendent or principal as highly talented educators who have already displayed commitment to education and to instructional excellence, who do not otherwise meet the certification requirements of the department, but who have displayed talent and capability in working with children that make them strong applicants for this scholarship opportunity; provided further, that not less than \$850,000 shall be directed to One Family Inc. for the purposes of administering and sponsoring a scholarship program for the higher education of heads-of-household for homeless fam-

ilies with children under the age of 18, or who are at-risk of homelessness as determined by the federal poverty level, or who have experienced homelessness within the previous 12 months; provided further, that said funds shall be expended for scholarships and assistance with living expenses at accredited institutions of higher learning in the commonwealth; provided further, that each scholarship shall be matched dollar-for-dollar by One Family Inc.; provided further, that the scholarship recipients in said program shall be monitored and tracked for their progress and that the results shall be reported to the commonwealth on a bi-annual basis through the department of higher education; provided further, that One Family Inc. shall work with the department of higher education on said program eligibility criteria and regulations; provided further, that One Family Inc. shall submit a report to the joint committee on ways and means not later than January 15, 2009; provided further, that said report shall include the number of applications for said grants in fiscal year 2009, number of awards granted, amount of said awards and program projections for fiscal year 2009; provided further, that not less than \$2,249,216 shall be provided for grants to residents of the commonwealth who are working as paraprofessionals in public schools of the commonwealth while pursuing a bachelor's degree at a public or independent college or university in the commonwealth in order to become a certified teacher in Massachusetts; and provided further, that eligibility shall be limited to persons who have worked as paraprofessionals in the public schools of the commonwealth for a minimum of 2 years before receipt of such grant, or who are enrolled in and pursuing courses of study that will lead to certification as a teacher in bilingual education, special education, math, science, or a foreign language, and who commit to teach and actually teach, for a period determined by the board of higher education, in the public schools of the commonwealth upon graduation and certification pursuant to section 38G of chapter 71 .....

96,815,518

7077-0023

For a contract with the Tufts School of Veterinary Medicine; provided, that funds appropriated in this item shall be expended under the Massachusetts resident veterinary tuition remission plan submitted January 8, 1998, for supportive veterinary services provided to the commonwealth; provided further, that prior year costs may be paid from this item; provided further, that funds appropriated in this item shall support bioterrorism prevention research related to diseases that can be transmitted from animals to humans, in consultation with Massachusetts emergency authorities; and provided further, that the school shall work in consultation with the Norfolk County Agricultural School on veterinary programs .....

5,525,000

7520-0424

For a health and welfare reserve for eligible personnel employed at the community and state colleges .....

5,670,398

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**UNIVERSITY OF MASSACHUSETTS.**

7100-0200	<p>For the operation of the University of Massachusetts; provided, that notwithstanding any general or special law to the contrary, the university may establish and organize auxiliary organizations, subject to policies, rules and regulations adopted by the board, to provide essential functions which are integral to the educational mission of the university; provided further, that notwithstanding any general or special law to the contrary, the university may enter into leases of real property without prior approval of the division of capital asset management and maintenance; provided further, that not less than \$500,000 shall be expended in fiscal year 2009 for the University of Massachusetts at Amherst Cranberry Station at Wareham; provided further, that such funds shall be expended under a plan reviewed and recommended by the University of Massachusetts at Amherst Cranberry Experiment Station Board of Oversight; provided further, that the sum expended for the UMass Extension in fiscal year 2009 shall be adjusted only in direct proportion to university budget adjustments to other academic programs of the University of Massachusetts at Amherst; provided further, that such funds shall be expended in accordance with a plan reviewed and recommended by the UMass Extension Board of Public Overseers; provided further, that not less than \$250,000 shall be expended for the Future of Work Initiative at the University of Massachusetts Labor Centers at the Amherst, Boston, Dartmouth and Lowell campuses; provided further, that not less than \$368,000 shall be expended for the Mauricio Gaston Institute for Latino Community Development and Public Policy at the University of Massachusetts at Boston; provided further, that not less than \$60,000 shall be expended for the Grace Grossman Inner-City Youth Collaborative at the University of Massachusetts Field Station on Nantucket; provided further, that not less than \$50,000 shall be expended for the 4-H program; provided further, that not less than \$500,000 shall be expended for the Center for Portuguese Studies to operate at the University of Massachusetts at Dartmouth; provided further, that not less than \$50,000 shall be expended for the UMASS Dartmouth Center for Business Research; and provided further, that not less than \$541,000 shall be expended for the operation of the Edward J. Collins, Jr. Center for Public Management at the University of Massachusetts at Boston's McCormack Graduate School of Policy Studies .....</p>	493,242,600
7100-0300	<p>For the operation of the Toxics Use Reduction Institute program at the University of Massachusetts at Lowell, in accordance with section 6 of chapter 21I of the General Laws; provided, that not less than \$250,000 shall be expended for research on breast cancer prevention performed in collaboration with the University of Massachusetts at Lowell, the Silent Spring Institute and the Massachusetts Breast Cancer Coalition .....</p>	1,917,454

7100-0500	For the operation of the department of higher education's Commonwealth College Honors program at the University of Massachusetts at Amherst .....	3,630,000
7100-0700	For the operation of the office of dispute resolution at the University of Massachusetts at Boston under section 46 of chapter 75 of the General Laws .....	166,440
7100-0800	For the University of Massachusetts Medical Center for the operation and administration of a stem cell bank and stem cell registry .....	570,000
7100-0801	For the Massachusetts Technology Transfer Center, established pursuant to section 45 of chapter 75 of the General Laws .....	200,000

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**STATE COLLEGES.**

7109-0100	For Bridgewater State College; provided, that not less than \$245,814 shall be expended for the operation of the John Joseph Moakley Center for Technological Applications ..	39,708,032
7110-0100	For Fitchburg State College; provided, that Fitchburg State College may expend funds to assist public schools in the cities of Gardner, Fitchburg and Leominster to build capacity, including professional development, infrastructure and hardware, for a pilot wireless learning initiative in Worcester county .....	27,965,597
7112-0100	For Framingham State College; provided, that not less than \$160,000 shall be expended for the regional economic research center; and provided further, that \$130,000 shall be expended for the operation of the commonwealth's global education centers .....	25,113,809
7113-0100	For the Massachusetts College of Liberal Arts; provided, that not less than \$350,000 shall be expended for capacity building through the wireless learning initiative in conjunction with the Massachusetts Technology Collaborative; and provided further, that of said \$350,000 not less than \$100,000 shall be expended for the assessment and evaluation of the higher education resources available to the residents of Berkshire County .....	14,465,462
7114-0100	For Salem State College; provided, that not less than \$200,000 shall be expended for the aquaculture program established under section 274 of chapter 38 of the acts of 1995; provided further, that not less than \$922,313 shall be expended for the second degree nursing program; and provided further, that not less than \$701,000 shall be expended for the operation and maintenance costs associated with the acquisition of the GTE/Sylvania property located in the city of Salem .....	40,065,432
7115-0100	For Westfield State College .....	23,292,562
7116-0100	For Worcester State College; provided, that not less than \$300,000 shall be expended for the Latino Education Institute .....	23,740,787

7117-0100	For the Massachusetts College of Art .....	15,378,203
7118-0100	For the Massachusetts Maritime Academy; provided, that not less than \$325,000 shall be expended for the development of an alternative energy source with Massachusetts Technology Collaborative .....	14,176,086

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**COMMUNITY COLLEGES.**

7502-0100	For Berkshire Community College .....	9,456,459
7503-0100	For Bristol Community College .....	16,533,805
7504-0100	For Cape Cod Community College; provided, that not less than \$126,652 shall be expended for the operation of the environmental technology, education and job training partnership; provided further, that the college shall coordinate the partnership with the Massachusetts Maritime Academy and the University of Massachusetts at Dartmouth; provided further, that the initiative shall be conducted at the Massachusetts military reservation, or at any site on Cape Cod determined by the college to be suitable for the purposes of on-site education and training in the use of alternative technologies to clean up designated superfund sites; provided further, that preference shall be given to local applicants; and provided further, that the executive office of environmental affairs and the University of Massachusetts at Dartmouth shall participate in the testing and evaluation of innovative technologies .....	11,805,132
7505-0100	For Greenfield Community College .....	9,388,876
7506-0100	For Holyoke Community College .....	19,179,959
7507-0100	For Massachusetts Bay Community College .....	14,260,213
7508-0100	For Massasoit Community College .....	20,749,341
7509-0100	For Mount Wachusett Community College; provided, that not less than \$100,000 shall be expended for the Latino education and family development program .....	13,142,497
7510-0100	For Northern Essex Community College .....	19,531,078
7511-0100	For North Shore Community College, including the post-secondary programs of the Essex Agricultural and Technical Institute operated by North Shore Community College; provided, that not less than \$250,000 shall be expended for the public policy institute and resource center .....	21,015,308
7512-0100	For Quinsigamond Community College .....	15,510,951
7514-0100	For Springfield Technical Community College; provided, that not less than \$535,206 shall be expended for the Massachusetts Center for Telecommunications and Information Technology through the Springfield Technical Community College Assistance Corporation, as established by section 125 of chapter 273 of the acts of 1994; provided further, that the amount appropriated in this item shall include, but not be limited to, operating and maintaining cable television programming, distance learning curricula, telecommunications-intensive company facilities, and a small	

	business incubator; provided further, that funds shall be allocated for a reserve for the operation and maintenance expenses incurred by Springfield Technical Community College associated with the acquisition of the Digital property; provided further, that the college may expend revenues in an amount not to exceed \$575,000 received from rent, utility, and other charges for the operation and maintenance of the property; and provided further, that funds shall be encumbered for an emergency reserve for unanticipated operating and maintenance expenses of Springfield Technical Community College in the acquisition of the Digital property .....	25,165,995
7515-0100	For Roxbury Community College; provided, that not less than \$946,000 shall be expended for the operation of the Reggie Lewis Track and Athletic Center .....	11,551,618
7515-0121	For the Reggie Lewis Track and Athletic Center at Roxbury Community College; provided, that the college may expend an amount not to exceed \$529,843 received from fees, rentals, and facility expenses associated with the running and operation of national track meets, high school track meets, high school dual meets, Roxbury Community College athletic events, other special athletic events, conferences, meetings, and programs; and provided further, that only expenses for contracted services associated with these events and for the capital needs of the facility shall be funded from this item, prior appropriation continued ...	529,843
7516-0100	For Middlesex Community College .....	20,489,236
7518-0100	For Bunker Hill Community College; provided, that \$108,000 shall be obligated for the life focus center .....	21,349,398

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## EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

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### OFFICE OF THE SECRETARY.

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8000-0000	For the office of the secretary, including the administration of the committee on criminal justice and the highway safety bureau to provide matching funds for a federal planning and administration grant pursuant to 23 U.S.C. section 402; provided, that the executive office of public safety, in conjunction with the criminal history systems board, shall perform a study relative to establishing a statewide central register containing all available identifying data of any missing person, which includes any adult suffering from dementia missing from his normal and ordinary place of residence and whose whereabouts cannot be determined by the person responsible for such person's care; provided further, that the department shall submit a report detailing the findings of said study to the house and senate committees on ways and means not later than March 15, 2009; provided further, that not less than \$300,000 shall be expended for the purpose of a targeted	
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	control substance interdiction pilot program to be administered by the chiefs of police for the city of Revere and the town of Winthrop; and provided further, that not less than \$100,000 shall be provided for the On-Site Academy in Gardner .....	2,829,281
	Highway Fund ..... 85.0%	
	General Fund ..... 15.0%	
8000-0010	For community policing grants to be administered by the executive office of public safety; provided, that no such grants shall be awarded to the department of state police; provided further, that any community that received funds through this item in fiscal year 2008 shall receive at least that amount in fiscal year 2009; provided further, that grants shall only be expended on items that are related to community policing activities, programs, purchases or construction; provided further, that grant funds shall not be expended on food and beverages, recruit training academy tuition, salaries and benefits for non-community policing personnel and payments for non-related overtime; and provided further, that not later than March 15, 2009, the executive office of public safety shall submit a report to the house and senate committees on ways and means detailing the amount of grants awarded to these grant recipients and descriptions of these grants .....	21,351,035
8000-0038	For the operation of a witness protection program pursuant to chapter 263A of the General Laws .....	500,000
8000-0040	For police career incentives to reimburse certain cities and towns for career incentive salary increases for police officers .....	50,202,122
8000-0054	For municipal police grants to be administered by the executive office of public safety; provided, that no such grants shall be awarded to the department of state police; provided further, that these funds are intended for initial funding of municipal officers, but not as a permanent subsidy; provided further, that the executive office of public safety in conjunction with representatives from municipal government and law enforcement, the house and senate committees on ways and means and the joint committee on public safety and homeland security shall develop a formula to distribute the funds; provided further, that grant recipients shall submit quarterly reports to the executive office of public safety, the house and senate committees on ways and means and the joint committee on public safety and homeland security which shall detail the fiscal and programmatic steps taken with the grant funds to enhance municipal policing efforts; and provided further, that not more than \$100,000 of the sum appropriated in this line-item for its costs to administer the program .....	4,000,000
8000-0060	For the costs associated with implementation of chapter 228 of the acts of 2000; provided, that the secretary of public safety may allocate funds appropriated in this item to agencies within the executive office of public safety .....	150,000

8000-0202	For the purchase and distribution of sexual assault evidence collection kits; provided, that administrative resources provided from other items for the implementation of this program in fiscal year 2008 shall not be reduced in fiscal year 2009 .....	120,000
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**OFFICE OF CHIEF MEDICAL EXAMINER.**

8000-0105	For the operation of the office of the chief medical examiner established pursuant to chapter 38 of the General Laws; provided, that the agency shall submit a report to the house and senate committees on ways and means not later than January 15, 2009 detailing the caseload of said office; and provided further, that said report shall include, but not be limited to, the number of toxicology tests, the reduction of turnaround time of toxicology tests and the reduction of the case backlog, the number of autopsies performed, the number of cases under the office's jurisdiction, the number of external exams performed, the number of cases determined to be homicides, and the number of cremations performed under the office's jurisdiction in 2007 and 2008 .....	8,719,907
8000-0106	For the operation and related costs of the state police crime laboratory; provided, that the analysis of narcotic drug synthetic substitutes, poisons, drugs, medicines, and chemicals shall be funded in this item in order to support the law enforcement efforts of the district attorneys, the state police and municipal police departments; provided further, that the agency shall contract with a public institution to conduct testing for criminal cases; provided further, that the agency shall enter into agreements with the various district attorneys to provide forensic services for criminal cases brought forth by the commonwealth; provided further, that the practices and procedures of the state police crime laboratory shall be informed by the recommendations of the Forensic Sciences Advisory Board; provided further, that the agency shall report to the house and senate committees on ways and means, and the joint committee on public safety and homeland security, not later than December 31, 2008, concerning, but not limited to, the detailing of the number of cases introduced to the CODIS database, the number of confirmations attained from the CODIS database, and the number of cases referred to district attorney delineated by county .....	16,706,813
8000-0122	The office of the chief medical examiner may expend for its operations an amount not to exceed \$1,300,000 in revenues collected from fees for services provided by the chief medical examiner; provided, that notwithstanding any general or special laws to the contrary, for the purposes of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the agency may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	1,300,000

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**CRIMINAL HISTORY SYSTEMS BOARD.**

8000-0110	<p>For the operation of the criminal history systems board; including criminal justice information services, criminal offender record information services, firearms support services, and victim services; provided, that the board shall fund 1 administrative assistant who shall be employed in the victim services unit of the board for the continued and enhanced operation of the post-conviction victim and witness certification program operated pursuant to chapter 258B of the General Laws and clause (c) of the first paragraph of section 172 of chapter 6 of the General Laws; provided further, that the victim services position shall be in addition to any such positions approved as of February 1, 1998; provided further, that not more than \$75,000 shall be expended for the purpose of enabling local housing authorities access to criminal offender record information when qualifying applicants for state-assisted housing; provided further, that the board shall, not later than September 30, 2008, adopt regulations to: (a) assure that the distribution of criminal offender record information relates to the individual for whom the request has been made; (b) afford practical assistance in making corrections to a criminal offender record information report to an individual who submits evidence to the board that 1 or more charges in a criminal offender record information report distributed by the board and purportedly relating to that individual, in fact, do not relate to that individual; (c) limit the distribution of criminal offender record information to conviction data and data regarding any pending criminal charge, except as otherwise authorized by law; and (d) require that any entity other than a criminal justice agency that receives a criminal offender record information report from the board as to an individual and, as a result of that report, is inclined to make an adverse decision as to the individual, shall, before making a final decision, afford the individual an opportunity to dispute the accuracy and relevance of the criminal offender record information report; provided further, that not later than January 1, 2009, the board shall file a report with the house and senate committees on ways and means detailing the steps the board has taken to implement the preceding proviso and the success of those steps in improving the accuracy of the criminal offender record information system; and provided further, that not less than \$346,417 shall be expended for a CORI training and audit unit .....</p>	6,606,047
	<p>Highway Fund.....50.0% General Fund.....50.0%</p>	
8000-0125	<p>For the operation of the sex offender registry program, including, but not limited to, the costs of maintaining a computerized registry system and the classification of persons subject to the registry .....</p>	4,052,154
8100-0000	<p>For the administration and operation of the department of state police; provided, that the department shall expend funds from this item for the purpose of maximizing fed-</p>	

eral grants for the operation of a counter-terrorism unit; provided further, that the department shall maintain the division of field services which shall include, but not be limited to, the bureau of metropolitan district operations; provided further, that not fewer than 40 officers may be provided to the department of conservation and recreation for the purpose of patrolling the watershed property of the department of conservation and recreation; provided further, that funds shall be expended from this item for the administration and operation of an automated fingerprint identification system and the motor carrier safety assistance program; provided further, that not fewer than 5 officers shall be provided to the disabled persons protection commission for the purpose of investigating cases of criminal abuse; provided further, that the department shall enter into an interagency agreement with the department of conservation and recreation to provide police coverage on department properties and parkways; provided further, that the creation of a new or the expansion of the existing statewide communications network shall include the office of law enforcement in the executive office of environmental affairs at no cost to, or compensation from, that office; provided further, that not less than \$2,710,146 shall be expended for the payroll costs of the state police directed patrols; provided further, that any community that was selected to receive earmarked funds for directed patrols in fiscal year 2008 shall receive 100 per cent of the amount so earmarked in fiscal year 2009; provided further, that not less than \$90,121 shall be expended for the costs associated with a training seminar for fourteen members of the Massachusetts State Police Bomb Squad in collaboration with the Israeli General Security Service and the Israeli National Police; provided further, that not less than \$1,050,000 shall be expended to curb gang-related activities; provided further, that any municipality that was eligible to receive earmarked funds for curbing gang-related activities in fiscal year 2008 shall receive the same amount in fiscal year 2009 provided further, that there shall be a study submitted to the house and senate committees on ways and means not later than January 31, 2009, on traffic details worked by the department of state police, including troops A, B, C, D, E, F, and H, over the last 5 years, which shall detail, on a monthly basis: the total number of hours worked on traffic details by state police officers, the total amount paid to state police officers for traffic details, the standard hourly rates for traffic details done by state police officers and the city or town where traffic details are done by state police officers; and provided further, that the department may expend funds from this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the office of the chief medical examiner, the municipal police training committee and the criminal history systems board .....

Highway Fund .....	88.2%
General Fund .....	11.8%

257,208,191

8100-0006	For private police details; provided, that the department may expend up to \$19,000,000 in revenues collected from fees charged for private police details and for the costs of administering such details; and provided further, that notwithstanding any general or special law to the contrary, the department may incur, and the comptroller may certify for payment, expenses and liabilities during fiscal year 2009 to be charged to this item in an amount not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system for the purposes stated in this item to accommodate the delayed receipt of revenues authorized to be retained in this item during fiscal year 2009 .....	19,000,000
8100-0007	For the overtime of state police officers including the operation of the drug enforcement task force; provided, that the department shall furnish, on a quarterly and annual basis, a report to the house and senate committees on ways and means outlining by category, division and cost in which overtime hours were worked; and provided further, that the report shall also include a calculation reviewing the reduced number of overtime hours worked and savings to the department resulting from the addition of the 77th, 78th, and 79th state police .....	10,000,000
	Highway Fund.....88.20%	
	General Fund.....11.80%	
8100-0011	The department may expend an amount not to exceed \$3,600,000 for certain police activities provided pursuant to agreements authorized in this item; provided, that for fiscal year 2009, the superintendent of the state police may enter into service agreements with the commanding officer or other person in charge of a military reservation of the United States located in the Massachusetts Development Finance Agency, established in chapter 23G of the General Laws; provided further, that such agreements shall establish the responsibilities pertaining to the operation and maintenance of police services including, but not limited to: (a) provisions governing payment to the department for the cost of regular salaries, overtime, retirement and other employee benefits; and (b) provisions governing payment to the department for the cost of furnishings and equipment necessary to provide such police services; provided further, that the department may charge any recipients of police services for the cost of such services, as authorized by this item; provided further, that the department may retain the revenue so received and expend such revenue as necessary pursuant to this item to provide the agreed level of services; provided further, that the superintendent may enter into service agreements as may be necessary to enhance the protection of persons, as well as assets and infrastructure located within the commonwealth, from possible external threat or activity, provided that such agreements shall establish the responsibilities pertaining to the operation and maintenance of police services including, but not limited to: (a) provisions governing payment to the department for the cost of regular	

	salaries, overtime, retirement and other employee benefits; and (b) provisions governing payment to the department for the cost of equipment necessary to provide such police services; provided further, that the department may charge any recipients of police services for the cost of such services, as authorized by this item; provided further, that the department may retain the revenue so received and expend such revenue as necessary pursuant to this item to provide the agreed level of services; provided further, that the superintendent may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received therefore; and provided further, that notwithstanding any general or special law to the contrary for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not exceed the lower of this authorization or the most recent revenue estimate .....	3,600,000
	Highway Fund.....100.0%	
8100-0012	The department of state police may expend for the costs of security services provided by state police officers, including overtime and administrative costs, an amount not to exceed \$900,000 from fees charged for these services; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system .....	900,000
8100-0020	The department may expend an amount not to exceed \$135,000 in fees charged for the use of the statewide telecommunications system for the maintenance of the system .....	135,000
8100-0101	The department of state police may expend for the Governor's Auto Theft Strike Force an amount not to exceed \$331,200 from fees for services performed through the auto etching program and from assessments upon the insurance industry .....	331,200
8100-0111	For a grant program to be known as the "Senator Charles E. Shannon, Jr. Community Safety Initiative", to be administered by the executive office of public safety and security, to support regional, multidisciplinary approaches to combat gang violence through coordinated programs for prevention and intervention, coordinated law enforcement, including regional gang task forces and regional crime mapping strategies, focused prosecutions and reintegration strategies for ex-convicts; provided, that the secretary of public safety and security shall distribute grant funds through a competitive grant program that gives preference to applications that: (a) demonstrate high levels of youth violence, gang problems and substance abuse in a region;	

(b) demonstrate a commitment to regional, multijurisdictional strategies to deal with such community safety issues, including written commitments for municipalities, law enforcement agencies, community-based organizations and government agencies to work together; (c) clearly outline a comprehensive plan for municipalities to work with law enforcement, community-based organizations and government agencies to address gang activity; (d) make a written commitment to match grant funds with a 25 per cent match provided by either municipal or private contributions; and (e) identify a local governmental unit to serve as fiscal agent; provided further, that clusters of municipalities, in partnership with nonprofit organizations and other agencies, including district attorney's offices, may apply for such funds; provided further, that such funds shall be considered one-time and grants awarded to public agencies and shall not annualize into fiscal year 2010 or subsequent years; provided further, that administrative costs for successful grant applications shall not exceed 3 per cent of the value of the grant; provided further, that no grants shall be awarded to the department of state police; provided further, that no grant funds shall be expended on food or beverages; provided further, that the executive office of public safety and security shall publish guidelines and an application for the competitive portion of the grant program not later than August 15, 2008; provided further, that awards shall be made to applicants not later than December 15, 2008; and provided further, that the executive office of public safety and security may expend not more than \$100,000 of the sum appropriated in this item for its costs in administering the program .....

13,000,000

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#### MUNICIPAL POLICE TRAINING COMMITTEE.

8200-0200 For the operation of veteran, reserve and in-service training programs conducted by the municipal police training committee; provided, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item; provided further that not less than \$25,000 be provided for the purpose of additional rental and utility payments to the town of Boylston; and provided further, that not less than \$25,000 shall be expended to the town of Salisbury as startup funding for the new Essex County Police Institute, a reserve officer training academy .....

3,186,398

8200-0222 The committee may collect and expend an amount not to exceed \$1,262,500 for the purposes of providing training to new recruits; provided, that the committee shall charge \$2,500 per recruit for the training; provided further, that notwithstanding any general or special law to the contrary, the committee shall charge a fee of \$2,500 per person for training programs operated by the committee for all persons who begin training on or after July 1, 2008; provided further, that the fee shall be retained and expended by the

committee; provided further, that the trainee, or, if the trainee is a recruit, the municipality in which the recruit shall serve, shall provide the fee in full to the committee no later than the first day of orientation for the program in which such trainee or recruit has enrolled; provided further, that no recruit or person shall begin training unless the municipality or the person has provided the fee in full to the committee; provided further, that for recruits of municipalities, upon the completion of the program, the municipality shall deduct the fee from the recruit's wages in 23 equal monthly installments, unless otherwise negotiated between the recruit and the municipality in which the recruit shall serve; provided further, that if a recruit withdraws from the training program before graduation, the committee shall refund the municipality in which the recruit was to have served a portion of the fee according to the following schedule: if a recruit withdraws from the program before the start of week 2, 75 per cent of the payment shall be refunded; if a recruit withdraws from the program after the start of week 2 but before the start of week 3, 50 per cent of the fee shall be refunded; if a recruit withdraws from the program after the start of week 3 but before the start of week 4, 25 per cent of the fee shall be refunded; if a recruit withdraws after the start of week 4, the fee shall not be refunded; provided further, that a recruit who withdraws from the program shall pay the municipality in which he was to have served the difference between the fee and the amount forfeited by the municipality according to the schedule; provided further, that the schedule shall also apply to trainees other than recruits who enroll in the program; provided further, that no expenditures shall be charged to this item that are not directly related to new recruit training; provided further, that no expenditures shall be charged to this item that are related to chief, veteran, in-service, or reserve training, or any training not directly related to new recruits; provided further, that the committee shall submit a report on the status of recruit training, including the number of classes, start and end dates of each class, total number of recruits enrolled and graduating in each class, cost per recruit and cost per class for fiscal years 2008 and 2009; provided further, that the report shall be submitted to the house and senate committees on ways and means no later than January 1, 2009; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the committee may incur expenses and the comptroller may certify for payments not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....

1,262,500

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**DEPARTMENT OF PUBLIC SAFETY.**

8311-1000 For the administration of the department of public safety, including the board of building regulations and standards and the architectural access board; provided, that the

department may charge fees for permitting the operation of amusement devices and to support the department's participation in the National Council for Amusement and Recreational Equipment Safety; provided further, that the department may charge fees for amusement operator certification; and provided further, that the salaries of the commissioner and the deputy commissioner of the department of public safety shall be paid from this item; and provided further, that not less than \$150,000 shall be expended for the University of Massachusetts Lowell Environmental Health and Safety Department for the use of fire intumescent/refractory paint .....

2,771,301

8315-1000 For the administrative costs of the division of inspections; provided, that the expenses of the state boxing commission shall be paid from this item; provided further, that a doctor's certificate from another state shall be accepted as evidence of an eye examination; provided further, that no funds shall be expended from this item for the salaries of the commissioner or deputy commissioner of public safety; provided further, that the department shall employ not less than 42 full-time equivalent elevator inspectors, including an additional engineer inspector; provided further, that such additional engineer inspector's duties shall include, but not be limited to, administering pipefitter license examinations; provided further, that such an additional engineer inspector and elevator inspectors shall be regular state employees compensated from the AA object class of this item; provided further, that such additional engineer inspector position shall be in addition to any such positions added during fiscal year 1995; provided further, that the division shall develop reasonable rules or promulgate regulations for the granting of hardship fee exemptions to certain owners or persons in control of a building or domicile in which an elevator is operated; provided further, that the division shall report to the house and senate committees on ways and means on the elevator inspection backlog not later than October 1, 2008; provided further, that the division shall develop and maintain an electronic database that shall include, but not be limited to, the location and a categorical classification of buildings in which inspections are conducted; and provided further, that the division shall inspect all elevators in the state house and the McCormack office building .....

5,304,305

8315-1020 The department of public safety may expend not more than \$1,818,600 in revenues collected from fees for annual elevator and amusement park ride inspections; provided, that funds shall be expended for the operation of the department and for the purposes of addressing the existing elevator inspection backlog; provided further, that the department shall make efforts to employ inspectors that will perform overnight and weekend inspections as their regular work shift; provided further, that the department shall provide a full waiver of the inspection fee for an individual who requires a wheelchair lift as a medical necessity and whose annual income does not exceed the

	maximum allowable federal SSI benefit, or \$7,236 a year, whichever is greater; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most-recent revenue estimate as reported in the state accounting system .....	1,818,600
8315-1025	The department of public safety may collect and expend an amount not to exceed \$80,000 for the purposes of providing state building code training and courses for instruction; provided, that the agency may charge fees for the classes and education materials associated with administering training; and provided further, that for the purposes of accommodating discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	130,000

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**DEPARTMENT OF FIRE SERVICES.**

8324-0000	For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training, and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that not less than \$1,296,000 shall be provided for the Commonwealth's Hazardous Material Response Teams; provided further, that \$500,000 shall be provided for the Boston Fire Department Hazardous Material Response Teams; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office and the Massachusetts firefighting academy shall be assessed upon insurance companies writing fire, homeowners multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receiving notice of such assessment from the commissioner of insurance; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the operation of the hazardous materials emergency response program shall be assessed upon insurance companies writing commercial multiple peril, non-liability portion, policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that notwithstanding any general or special	
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law to the contrary, funds scheduled in the PP object class, pursuant to section 27 of chapter 29 of the General Laws for this item in fiscal year 2009 shall not be transferred to any other object class in said fiscal year; provided further, that not more than 10 per cent of the amount designated for the arson prevention program shall be expended for the administrative cost of the program; provided further, that the expenses of the board of fire prevention regulations, under section 4 of chapter 22D of the General Laws, shall be paid from this item; provided further, that the expenses of the fire safety commission shall be paid from this item; provided further, that not less than \$1,200,000 shall be expended on the SAFE program; provided further, that not less than \$100,000 shall be expended for the administration of a statewide program to provide for critical incident stress intervention for the fire departments of the cities, towns, and fire districts of the commonwealth including, but not limited to, consultant services, training, equipment and supplies; provided further, that \$100,000 shall be expended to Norfolk County to maintain and improve services of the Norfolk County Regional Fire & Rescue Dispatch Center; provided further, that not less than \$2,500,000 shall be expended for the firefighting equipment grant program for fire departments of every city, town, fire district and authority of the commonwealth to be administered by the executive office of public safety; provided further, that said grants shall be distributed to municipalities according to a formula giving equal weight to each municipalities population; provided further, that eligible fire safety equipment under this program shall include, but is not limited to, turnout gear, hand-held power lights, communication devices, telephones, personal alert safety systems, so-called, air packs, tanks, compressors, thermal imaging devices and computerized personnel accountability systems, but shall exclude firefighter apparatus and vehicles; provided further, that grants awarded by said executive office to a municipality under said program shall not be utilized for the purpose of personnel costs unless such costs constitute 50 percent or less of the total grant award; provided further, that no grant shall be awarded to the department of fire services; provided further, that not later than February 1, 2009, the executive office of public safety shall submit a report to the house and senate committees on ways and means and to the secretary for administration and finance detailing the amount of grants awarded to said grant recipients and descriptions of said grants; provided further, that each municipality shall provide the executive office of public safety with a comprehensive list of the best-practices that have been instituted as a result of these grants; and provided further, that not less than \$1,750,000 shall be provided for the Boston Fire Department training academy .....

18,380,452

8324-0304 The department of fire services is hereby authorized to expend for the purposes of enforcement and training an amount not to exceed \$300,000 from revenue generated

	under chapter 148A of the General Laws and sections 8 and 9 of chapter 304 of the acts of 2004 .....	300,000
8324-1101	For the costs of the department for the enforcement of underground storage tank compliance standards set forth in sections 38B to 38I, inclusive, of chapter 148 of the General Laws and the rules and regulations adopted under those sections .....	112,179

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**MILITARY DIVISION.**

8700-0001	For the operation of the military division, including the offices of the adjutant general and state quartermaster, the operation of the armories, the camp Curtis Guild rifle range and certain national guard aviation facilities; provided, that notwithstanding chapter 30 of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades; provided further, that the division may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services; and provided further, that the adjutant general shall maintain a roster of Massachusetts veterans as directed by section 15 of chapter 33 of the General Laws .....	9,207,659
8700-1140	The state quartermaster may expend an amount not to exceed \$400,000 from revenues collected for the purposes described in this item; provided, that the state quartermaster may expend from fees collected for the non-military rental or use of armories for the costs of utilities and maintenance; and provided further, that the state quartermaster may expend an amount not to exceed \$250,000 for salaries, subsistence, quarters, and associated costs for national guard soldiers ordered to perform state missions under chapter 33 of the General Laws, from revenues resulting from the acceptance of funds from any person, governmental entity or non-governmental entity to defray such expenses .....	400,000
8700-1150	For reimbursement of the costs of the Massachusetts national guard tuition and fee waivers under section 19 of chapter 15A of the General Laws; provided, that no funds shall be distributed from this item prior to certification by the state and community colleges and the University of Massachusetts of the actual amount of tuition and fees waived for national guard members attending public institutions of higher education under said section 19 of said chapter 15A that would otherwise have been retained by the campuses, according to procedures and regulations promulgated by the military division of the Massachusetts national guard; provided further, that funds from this item may be expended through August 31, 2009 for the reimbursement of the tuition and fees waived for classes taken during the summer months; provided further, that the military division of the Massachusetts national guard and the board of higher education shall issue a joint report not	

later than February 15, 2009 on the implementation of this waiver; provided further, that the report shall be submitted to the secretary of administration and finance, the chairs of the house and senate committees on ways and means, the house and senate chairs of the joint committee on veterans and federal affairs and the house and senate chairs of the joint committee on higher education; and provided further, that the military division may expend funds from this item for administrative services .....

3,424,492

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**MASSACHUSETTS EMERGENCY MANAGEMENT AGENCY.**

8800-0001	For the operations of the Massachusetts emergency management agency; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities .....	1,501,826
8800-0100	For the nuclear safety preparedness program of the Massachusetts emergency management agency; provided, that the costs of the program, including fringe benefits and indirect costs, shall be assessed upon Nuclear Regulatory Commission licensees operating nuclear power generating facilities in the commonwealth; provided further, that the department of telecommunications and energy shall develop an equitable method of apportioning such assessments among such licensees; and provided further, that such assessments shall be paid during the current fiscal year as provided by the department .....	404,075
8800-0200	For the Seabrook nuclear safety preparedness and radiological emergency response plan evaluations program; provided, that the cost of the program, including associated fringe benefits and indirect costs, shall be assessed on electric companies in the commonwealth which own, in whole or in part, or purchase power from, nuclear power plants located outside the commonwealth whose nuclear power plant areas, as defined in section 2B of chapter 639 of the acts of 1950, include communities located within the commonwealth and shall be credited to the General Fund; provided further, that the department of telecommunications and energy shall develop an equitable method of apportioning such assessments among the licensees; provided further, that such assessments shall be paid during the current fiscal year as provided by the department; provided further, that for the purposes of this item, "electric companies" shall mean all persons, firms, associations and private corporations which own or operate works or a distributing plant for the manufacture and sale or distribution and sale of electricity within the commonwealth; and provided further, that the term "electric company" shall not include municipalities or municipal light plants .....	304,272
8800-0300	For environmental monitoring of the nuclear power plant in Seabrook, New Hampshire including a continuous real-time radiological monitoring system for Massachusetts cities and towns located within the emergency planning	

zone of the nuclear power plant; provided, that the cost of this item, including any applicable fringe benefits and indirect costs, shall be assessed on electric companies in Massachusetts which own, in whole or in part, or purchase power from the Seabrook nuclear power plant; provided further, that the department of telecommunications and energy shall develop an equitable method of apportioning such assessments among the licensees; provided further, that such assessments shall be paid during the current fiscal year as provided by the department; provided further, that for the purposes of said item, electric companies shall be defined as all persons, firms, associations and private corporations which own or operate works or distribute electricity in the commonwealth; provided further, that the term 'electric companies' shall not include municipalities or municipal light plants; provided further, that this expense shall be apportioned according to the formula stated above; and provided further, that the department shall report to the house and senate committees on ways and means not later than March 1, 2009 the results of the monitoring project between the department and the citizens monitoring group, including but not limited to, the reasons for increases and decreases in radiation levels; provided further that not less than \$75,000 shall be expended for the monitoring updates for C-10 of Newburyport; and provided further that this expense shall be apportioned according to the formula stated above .....

165,356

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**DEPARTMENT OF CORRECTION.**

8900-0001 For the operation of the commonwealth's department of correction; provided, that the department shall expend not less than \$1,010,500 to cities and towns hosting facilities; provided further, that one-half of the number of inmates incarcerated at Souza Baranowski correctional center shall be deemed to be incarcerated within a correctional facility in the town of Shirley and one-half shall be deemed to be incarcerated within a correctional facility in the town of Lancaster; provided further, that before closing any correctional facility, the commissioner of corrections and the secretary of public safety shall report to the house and senate committees on ways and means and public safety on the per-inmate cost of incarceration in the closing facility, and the per-inmate cost in the facilities to which inmates will be moved; provided further, the commissioner of corrections and the secretary of public safety shall report to the house and senate committees on ways and means and public safety before January 1 of each year the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; provided further, that in an effort to monitor and reduce current levels of over-classification, the department of correction shall provide quarterly reports to the joint committee on public safety and the house and senate committees on ways and means with data on the number of prisoners at each secu-

	<p>rity level; provided further, that the department may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the parole board and the sex offender registry board; provided further, that not less than \$200,000 shall be expended for Aid to incarcerated mothers program; and; provided further, that the department shall expend not less than \$750,000 to the municipality hosting the facility at Cedar Junction; provided further, and that not less than \$80,000 shall be provided for the Dismas House in Worcester; provided further provided further, that not less than \$192,000 shall be expended to the community that hosts the Bay State Correctional Center; and provided further that not less than \$150,000 shall be expended to the Black Men of Greater Springfield, Inc., so-called, in Springfield to act as the lead agency to provide after school and out-of school programs, and programs to avoid and reduce incarcerations, recidivism, gang-violence, and promote good citizenship .....</p>	531,758,205
8900-0010	For prison industries and farm services .....	3,137,417
8900-0011	For a prison industries and farm services revenue retention account; provided, that the department may expend an amount not to exceed \$2,600,000 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities and compensation of employees of the program; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system .....	2,600,000
8900-0045	The department of correction may expend for the operation of the department, including personnel-related expenses, an amount not to exceed \$3,000,000 from revenues received from federal inmate reimbursements; provided, that \$900,000 from these reimbursements shall not be available for expenditure and shall be deposited in the General Fund before the retention by the department of any of these reimbursements; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	3,000,000
8900-1100	For re-entry programs at the department of correction intended to reduce recidivism rates; provided, that said programs shall be in addition to those provided in fiscal year 2006; and provided further, that the department shall report to the house and senate committees on ways and means not later than January 20, 2009 on re-entry programming at the department of correction; and provided further, that not less than \$200,000 be expended for the operation of SPAN, Inc. ....	1,200,000

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**COUNTY CORRECTION.**

8910-0000 For a reserve to fund county correctional programs; provided, that funds appropriated in this item shall be distributed among the sheriffs departments of Barnstable, Bristol, Dukes, Nantucket, Norfolk, Plymouth and Suffolk counties by the county government finance review board upon prior notification to the house and senate committees on ways and means; provided further, that funds made available to Plymouth county may be expended for operating and debt service costs associated with state inmates housed in the Plymouth county facility, pursuant to clauses 3 and 4 of the Memorandum of Agreement signed May 14, 1992; provided further, that funds distributed from this item shall be paid to the treasurer of each county who shall place the funds in a separate account within the treasury of each such county; provided further, that the treasurer shall authorize temporary transfers into this account for operation and maintenance of jails and houses of correction in advance of receipt of the amount distributed by the commonwealth under this item; provided further, that upon receipt of the state distribution, the treasurer may transfer out of such account an amount equal to the funds so advanced; provided further, that all funds deposited in such accounts and any interest accruing thereto shall be used solely for the functions of the sheriffs' departments of the various counties including, but not limited to, maintenance and operation of jails and houses of correction, without further appropriation; provided further, that the sheriff's department of each county shall reimburse the county treasurer of each county for personnel-related expenses, with the exception of salaries, attributable to the operations of the sheriff's department of each county heretofore paid by the county including, but not limited to, the cost of employee benefits; provided further, that the spending plans required by this item shall be developed by the county government finance review board, in consultation with the Massachusetts Sheriffs' Association; provided further, that in accordance with section 247 of chapter 38 of the acts of 1995, all spending plans shall be detailed by object class and object code in accordance with the expenditure classification requirements promulgated by the comptroller; provided further, that such spending plans shall be accompanied by a delineation of all personnel employed by each county correctional facility including, but not limited to, position, title, classification, rank, grade, salary and full-time or part-time status; provided further, that such spending plans shall be accompanied by a delineation of all vehicles leased, owned or operated by each county sheriff; provided further, that no sheriff shall purchase any new vehicles or major equipment in fiscal year 2009 unless such purchase is made pursuant to a multicounty or regionalized collaborative procurement arrangement or unless such purchase is directly related to significant population increase or is otherwise necessary to address an immediate and unanticipated public safety crisis and is approved

by the county government finance review board and the executive office of public safety; provided further, that notwithstanding the other provisions in this item, sheriffs may purchase “marked” prisoner transportation vans, upon notification to the county government finance review board; provided further, that notwithstanding any special law to the contrary, no county treasurer shall retain revenues derived by the sheriffs from commissions on telephone service provided to inmates or detainees; provided further, that the revenues shall be retained by the sheriffs not subject to further appropriation for use in a canteen fund; provided further, that the county government finance review board and the executive office of public safety shall identify and develop county correction expenditures which shall be reduced through shared contracts, regionalized services, bulk purchasing and other centralized procurement savings programs; provided further, that the daily count sheet for county facilities, compiled by the executive office of public safety, shall be filed with the Massachusetts Sheriffs’ Association not less than monthly; provided further, that all revenues including, but not limited to, revenue received from housing federal prisoners, United States Marshals, canteen revenues, inmate industries and work-crew revenues shall be tracked and reported quarterly to the house and senate committees on ways and means and the Massachusetts Sheriffs’ Association; provided further, that on or before August 15, 2008, each county sheriff shall submit a final spending plan for fiscal year 2009 to the county government finance review board and the house and senate committees on ways and means detailing the level of resources deemed necessary for the operation of each county correctional facility and the expenditures which shall be reduced to remain within the appropriation; provided further, that failure by a county sheriff to comply with any provision of this item shall result in a reduction of subsequent quarterly payments to amounts consistent with a rate of expenditure of 95 per cent of the rate of expenditure for fiscal year 2008, as determined by the county government finance review board; provided further, that each sheriff shall submit to the executive office of public safety and the house and senate committees on ways and means copies of such spending plans not later than August 15, 2008; provided further, that on or before September 15, 2008, the county government finance review board shall have approved final fiscal year 2009 county correction budgets; provided further, that the county government finance review board shall provide the executive office of public safety and the house and senate committees on ways and means with copies of such approved budgets not later than October 15, 2008; provided further, that such budgets shall include distribution schedules for the final 2 quarters of fiscal year 2009 and such plans shall be used to make all subsequent quarterly distributions; provided further, that services shall be provided to the extent determined to be possible within the amount appropriated in

this item and each sheriff shall make all necessary adjustments to ensure that expenditures do not exceed the appropriation; provided further, that each county shall expend during fiscal year 2009, for the operation of county jails and houses of correction and other statutorily authorized facilities and functions of the office of the sheriff, in addition to the amount distributed from this item, not less than 102.5 per cent of the amount expended in fiscal year 2008 for such purposes from own-source revenues, which shall not be less than 5 per cent of total county revenues including, but not limited to, amounts levied pursuant to sections 30 and 31 of chapter 35 of the General Laws and amounts provided pursuant to sections 11 to 13, inclusive, of chapter 64D of the General Laws; provided further, that in fiscal year 2009, those counties which have not met maintenance of effort obligations in prior fiscal years shall expend not less than the minimum contribution, as defined above from own-source revenues; provided further, that notwithstanding the provisions stated in this item, the maintenance of effort obligations for Suffolk county shall be 4 per cent of the total fiscal year 2009 Suffolk county correction operating budget as approved by the county government finance review board; provided further, that notwithstanding any general or special law to the contrary, the deputy commissioner of local services shall certify on or before May 15, 2009 that all municipalities have appropriated and transferred to their respective county treasuries, not less than 102.5 per cent of the municipality's prior year obligations or minimum contributions as defined above, whichever is greater, for county corrections; provided further, that if a municipality fails to transfer such obligation, the deputy commissioner shall withhold an amount equal to the shortfall in the obligation due to the county from such municipality's fourth quarter local aid "cherry sheet" distribution, authorized from item 0611-5500 and from funds made available from the State Lottery Fund distribution in section 3; provided further, that on or before August 1, 2008, the deputy commissioner shall report all such withholdings to the house and senate committees on ways and means; provided further, that in fiscal year 2009, notwithstanding section 20A of chapter 59 of the General Laws, any county except Suffolk and Nantucket may increase its county tax for the fiscal year by an additional amount if the total amount of such additional county tax is approved by two-thirds of the cities and towns in the county, in towns by a majority vote of the town meeting or town council, and in cities by a majority vote of the city council or board of aldermen, with the approval of the mayor or manager; and provided further, that each sheriff funded from this item shall report on a monthly basis to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than September 30, 2008 .....

195,179,996

8910-0003 For 2 regional behavioral evaluation and stabilization units to provide forensic mental health services within existing

physical facilities for incarcerated persons in the care of correctional facilities in the commonwealth; provided, that 1 unit shall be located in Hampden county to serve the needs of incarcerated persons in the care of Berkshire, Franklin, Hampden, Hampshire, and Worcester counties; provided further, that 1 unit shall be located in Middlesex County to serve the needs of incarcerated persons in the care of Barnstable, Bristol, Dukes, Essex, Nantucket, Middlesex, Norfolk, Plymouth, and Suffolk counties; provided further, that the services of the units shall be made available to incarcerated persons in the care of the department of correction; provided further, that the Massachusetts sheriffs' association, in conjunction with the department of correction, shall prepare a report that shall include, but not be limited to: (a) the number of incarcerated persons in facilities located in counties that were provided services in each unit; (b) the number of incarcerated persons in department of correction facilities that were provided services in each unit; (c) the alleviation in caseload at Bridgewater state hospital associated with fewer incarcerated persons in the care of counties being attended to at the hospital; and (d) the estimated and projected cost-savings in fiscal year 2009 to the sheriff departments and the department of correction associated with the regional units; provided further, that the report shall be submitted to the house and senate committees on ways and means not later than March 15, 2009; and provided further, that the department of mental health shall maintain monitoring and quality review functions of the units .....

2,600,000

8910-0010 For the purpose of funding expenses for services provided to inmates of county correctional facilities by the department of public health Lemuel Shattuck hospital in fiscal year 2009; provided, that the department shall notify the county government finance review board and the comptroller of all such expenses; provided further, that not more than 30 days after receiving such notification, the board shall certify to the comptroller the amount of these expenses to be charged to this item; provided further, that upon receiving such certification, the comptroller shall effect the transfer of such amount from this item to item 4590-0903 in section 2B; and provided further, that these actual and projected payments shall be considered expenditures within each county spending plan and shall be reflected as such in proposed spending plans required by item 8910-0000 .....

2,700,829

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#### SHERIFFS.

8910-0102 For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Hampden county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008 .....

73,973,122

8910-0105	For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Worcester county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008 .....	45,738,415
8910-0107	For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Middlesex county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008 .....	67,816,384
8910-0108	For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Franklin county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008 .....	9,898,238
8910-0110	For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Hampshire county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008; .....	13,090,012
8910-0145	For the operation of the jail, house of correction, and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Berkshire county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008 .....	16,259,327
8910-0160	For a retained revenue account for the Middlesex sheriff's department for reimbursements from the federal government for costs associated with the incarceration of federal inmates at the Billerica house of correction; provided, that the department may expend for the operation of the department an amount not to exceed \$850,000 from revenues collected from the incarceration of federal inmates; provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system .....	850,000

8910-0188	The Franklin sheriff's department may expend for the operation of the department an amount not to exceed \$2,100,000 from revenues received from federal inmate reimbursements; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system .....	2,100,000
8910-0445	The Berkshire sheriff's department may expend an amount not to exceed \$200,000 from revenues generated from the operation of the Berkshire county communication center's 911 dispatch operations and other law enforcement related activities, including the Berkshire county sheriff prison industries program; provided, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system .....	250,000
8910-0446	The Berkshire sheriff's department may expend an amount not to exceed \$1,100,000 from revenues collected from the city of Pittsfield public school system; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the sheriff's office may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefor as reported in the state accounting system; and provided further, that expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system .....	1,100,000
8910-0619	For the operation of the jail, house of correction and any other statutorily authorized facilities and functions under the administration of the office of the sheriff of Essex county; provided, that the sheriff shall report to the house and senate committees on ways and means on the average monthly inmate population in the county starting not later than August 1, 2008 .....	50,324,103
8910-0888	For a prison industries revenue retention account for the Franklin sheriff's department; provided, that the department may expend any amount not to exceed \$12,000 from revenues collected from the sale and production of printed materials manufactured at the sheriff department's print shop; provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system .....	12,000
8910-1000	For a prison industries revenue retention account for the Hampden sheriff's department; provided, that the department may expend any amount not to exceed \$1,594,460 from revenues collected from the sale of products, for	

	materials, supplies, equipment, maintenance of facilities, reimbursement for community service projects and compensation of employees of the program; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded on the Massachusetts management accounting and reporting system .....	1,594,460
8910-1100	For a prison industries revenue retention account for the Middlesex sheriff's department; provided, that the department may expend an amount not to exceed \$150,000 from revenues collected from the sale of products, for materials, supplies, equipment, maintenance of facilities and compensation of employees of the program; and provided further, that all expenditures from this item shall be subject to chapter 29 of the General Laws and recorded in the Massachusetts management accounting and reporting system .....	150,000
8910-1111	The Hampshire sheriff's department may expend for the operation of the department an amount not to exceed \$75,000 from revenues received from federal inmate reimbursements; provided, that \$150,000 from the reimbursements shall not be available for expenditure and shall be deposited into the General Fund before the retention by the department of any of these reimbursements; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	75,000
8910-1112	The Hampshire county sheriff may expend for the operation of the Hampshire county regional lockup at the Hampshire county jail an amount not to exceed \$150,000 in revenue; provided, that that the sheriff shall enter into agreements to provide detention services to various law enforcement agencies and municipalities and shall determine and collect fees for those detentions from the law enforcement agencies and municipalities .....	150,000
8910-2222	The Hampden sheriff's department may expend for the operation of the department an amount not to exceed \$320,000 from revenues received from federal inmate and federal overtime reimbursements; provided, that \$312,000 from the reimbursements shall not be available for expenditure and shall be deposited into the General Fund before the retention by the department of any of these reimbursements; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate therefore as reported in the state accounting system .....	320,000

8910-6619	The Essex sheriff's department may expend for the operation of the department an amount not to exceed \$2,000,000 from revenues received from federal inmate reimbursements; provided, that \$150,000 from the reimbursements shall not be available for expenditure and shall be deposited quarterly into the General Fund before the retention by the department of any of these revenues as certified by the comptroller; provided further, that the quarterly payments shall total \$600,000 in fiscal year 2009; provided, that said sheriff may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	2,000,000
8910-7100	For the operation of the Massachusetts sheriffs' association; provided, that the sheriffs shall appoint persons to serve as executive director, assistant executive director and research director and other staff positions as necessary for the purpose of coordination and standardization of services and programs, the collection and analysis of data related to incarceration and recidivism and generation of reports, technical assistance and training to ensure standardization in organization, operations, and procedures; provided further, that this staff shall not be subject to section 45 of chapter 30 or chapter 31 of the General Laws and shall serve at the will and pleasure of a majority of sheriffs; provided further, that the executive director of the association shall submit a report that shows the amounts of all grants awarded to each sheriff in fiscal year 2009; and provided further, that the report shall be submitted to the house and senate committees on ways and means not later than February 1, 2009 .....	344,400

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**PAROLE BOARD.**

8950-0001	For the operation of the parole board .....	18,963,004
8950-0002	For the victim and witness assistance program of the parole board under chapter 258B of the General Laws .....	296,539
8950-0008	For the operation of the parole board's sex offender management program and the supervision of high-risk offenders, the parole board may expend an amount not to exceed \$600,000 from revenues collected from fees charged for parolee supervision; provided, that the parole board shall file a report with the house and senate committees on ways and means not later than February 1, 2009, which shall include, but not be limited to, the number of parolees participating in the program and the reincarceration rate of participating parolees .....	600,000

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**REGISTRY OF MOTOR VEHICLES.**

8400-0001	For the administration and operation of the registry of motor vehicles, including the title division and including all rent and related parking and utility expenses of the registry; provided, that the positions of administrative assistant to the registrar, legislative assistant, executive assistant to the registrar and the director of employee relations shall not be subject to civil service laws and rules; provided further, that all expenditures related to computer automation shall be subject to satisfactory quarterly reviews by the information technology division and under schedules by the division; provided further, that 40 per cent of the costs of personnel services associated with the registry computer, which reflects the proportionate use of the computer by the merit rating board, shall be assessed to insurance companies doing motor vehicle insurance business within the commonwealth, under section 183 of chapter 6 of the General Laws; provided further, that the registry shall operate a full-service branch in the town of Southbridge; provided further, that the registry shall operate an office in the city of Fall River; provided further, that the registry shall operate a full service office in the town of Milford to be operated 5 days a week; provided further, that the registry shall operate a license express office in the town of Falmouth; provided further, that the registry may operate a full-service office in the city of Lowell; provided further, that the registry shall operate an office in the city of Taunton and the town of Plymouth which shall handle license business, learner's permits, road testing and full service registration business to the general public; provided further, that the registry shall establish and maintain a record of all vehicles leased within the commonwealth for a period longer than 30 days; provided further, that the record shall include, but not be limited to, the names and addresses of the lessor and the lessee; provided further, that the registry shall take all steps necessary to improve customer service within existing resources; and provided further, that the registry may operate within the Springfield branch a one-stop international registration plan office for truck registrations to serve the counties of Hampden, Hampshire, Franklin and Berkshire .....	58,071,453
	Highway Fund.....100.0%	
8400-0016	For the operation of the motorcycle safety program .....	254,208
8400-0100	For the operation of the safe driver insurance plan authorized pursuant to section 113B of chapter 175 of the General Laws, including the rent, related parking and utility expenses of the merit rating board; provided, that notwithstanding any general or special law to the contrary, no safe driver insurance plan shall require the payment of an unsafe driver point surcharge for the first offense for non-criminal, motor vehicle traffic violations as described in chapter 90C of the General Laws .....	8,874,872
	Highway Fund.....100.0%	

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**DEPARTMENT OF ELDER AFFAIRS.**

9110-0100	For the operation of the executive office and regulation of assisted living facilities; provided, that the secretary shall continue to support community care ombudsman services; and provided further, that the executive office of elder affairs shall report annually to the house and senate committees on ways and means the number of assisted living units certified and the total revenues generated from application and certification fees for such units .....	3,803,406
9110-1455	For the costs of the drug insurance program authorized by section 39 of chapter 19A of the General Laws; provided, that amounts received by the executive office of elder affairs' vendor as premium revenue for this program may be retained and expended by the vendor for the purposes of the program; provided further, that not less than \$600,000 shall be made available for the operation of the pharmacy outreach program established by section 4C of chapter 19A of the General Laws; provided further, that notwithstanding any general or special law to the contrary, unless otherwise prohibited by state or federal law, prescription drug coverage or benefits payable by the executive office of elder affairs, and the entities with which it has contracted for administration of the subsidized catastrophic drug insurance program pursuant to said section 39 of said chapter 19A, shall be the payer of last resort for this program for eligible persons with regard to any other third- party prescription coverage or benefits available to such eligible persons; provided further, that this program shall be subject to appropriation and expenditures shall not exceed, in fiscal year 2009, the amount authorized in this item; provided further, that the executive office shall take steps for the coordination of benefits with the Medicare prescription drug benefit created pursuant to the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, to ensure that Massachusetts residents take advantage of said benefit; and provided further, that the department shall provide assistance for prescription drug costs to enrollees who qualify for Medicare Part D as well as assistance for premiums, deductibles, payments, and co-payments required by the Part D or Medicare Advantage plans; or by other plans which provide creditable prescription drug coverage as defined by section 104 of said Medicare Modernization Act, and which provide coverage of the cost of prescription drugs actuarially equal to or better than that provided by Medicare Part D; and provided further, that the secretary of elder affairs shall not implement cost sharing increases during fiscal year 2009 unless said cost sharing increases shall have been approved by a vote of the general court .....	57,594,755
9110-1500	For the provision of enhanced home care services, including case management to elders who meet the eligibility requirements of the home care program and who need services above the level customarily provided under the	

	<p>program to remain safely at home, including elders previously enrolled in the managed care in housing, enhanced community options, and chronic care enhanced services programs; provided, that the secretary shall actively seek to obtain federal financial participation for any and all services provided to seniors who qualify for medicaid benefits pursuant to the section 2176 waiver; provided further, that the executive office shall collect income data on persons receiving services provided in this item; provided further, that the executive office shall submit a report to the house and senate committees on ways and means detailing the population served by this item delineated by both 2008 federal poverty line income levels and 2008 social security income standards; provided further, that the report shall be submitted not later than February 1, 2009; and provided further, that the executive office shall submit a report not later than October 15, 2008, to the house and senate committees on ways and means which shall include the number of individuals on a waiting list for these services on October 1, 2008, compared to the number of individuals on a waiting list on July 1, 2008 .....</p>	47,847,473
9110-1604	<p>For the operation of the supportive senior housing program at state or federally-assisted housing sites; provided, that the funds shall be expended to fully fund existing sites .....</p>	4,202,915
9110-1630	<p>For the operation of the elder home care program, including contracts with aging service access points or other qualified entities for the home care program, home care, health aides, home health and respite services, geriatric mental health services and other services provided to the elderly; provided, that a sliding fee shall be charged to qualified elders; provided further, that the secretary of elder affairs may waive collection of sliding fees in cases of extreme financial hardship; provided further, that not more than \$7,500,000 in revenues accrued from sliding fees shall be retained by the individual home care corporations without re-allocation by the executive office of elder affairs, and shall be expended for the purposes of the home care program, consistent with guidelines to be issued by the executive office; provided further, that the executive office shall report quarterly to the house and senate committees on ways and means on the receipt and expenditure of revenues accrued from the sliding fees; provided further, that the executive office shall report monthly to the house and senate committees on ways and means and the executive office for administration and finance on the amount expended from this item for purchase of service expenditures by category of service as set forth in 651 C.M.R. 3.01 and 651 C.M.R. 3.06; provided further, that no rate increase shall be awarded in fiscal year 2009 which would cause a reduction in client services or the number of clients served; provided further, that no funds shall be expended from this item to pay for salary increases for direct service workers who provide state-funded home-maker and home health aid services which would cause a reduction in client services; and provided further, that the</p>	

	secretary of elder affairs may transfer an amount not to exceed 3 per cent of the funds appropriated in this item to item 9110-1633 for case management services and the administration of the home care program .....	106,622,533
9110-1633	For the operation of the elder home care case management program, including contracts with aging service access points, or other qualified entities for home care case management services and the administration of the home care corporations funded through item 9110-1630 and item 9110-1500; provided, that such contracts shall include the costs of administrative personnel, home care case managers, travel, rent and other costs deemed appropriate by the executive office of elder affairs; provided further, that no funds appropriated in this item shall be expended for the enhancement of management information systems; and provided further, that the secretary of elder affairs may transfer an amount not to exceed 3 per cent of the funds appropriated herein to item 9110-1630 .....	40,368,041
9110-1636	For the elder protective services program, including protective services case management, guardianship services, the statewide elder abuse hotline, and the elder-at-risk program; provided, that not less than \$800,000 shall be expended for money management services .....	16,209,366
9110-1640	For the Geriatric Mental Health Services program, including residential care, case management, and day treatment services, to deinstitutionalize or divert elders with serious and persistent mental illness from institutionalized settings .....	225,000
9110-1650	For the family caregivers program .....	253,406
9110-1660	For congregate and shared housing services for the elderly; provided, that \$375,000 shall be expended for an aging-in-place project operated by the Jewish Family & Children's Service of Greater Boston in Brookline and Malden, and by Jewish Family Service of Metrowest in Framingham; provided further, that not less than \$216,000 shall be allocated to the Helping Elders at Risk Through Homes program; provided further, that not less than \$75,000 shall be expended for the Jewish Family Services of Western Massachusetts to implement the Aging-Well at Home Program in Springfield; provided further, that not less than \$75,000 shall be expended to fund the NORC, Aging-In-Place program operated by the Jewish Family Service of the North Shore in Swampscott; provided further, that not less than \$75,000 shall be expended for the Multicultural Alzheimer's Service Project in Springfield; provided further, that not less than \$150,000 shall be used to fully fund a supportive housing program at Edward F. Doolan Apartments in the city of Fall River; and provided further that not less than \$50,000 shall be expended for the Kit Clark Homeless/Housing Program to provide support for homeless and recently housed older adults .....	2,639,031
9110-1700	For residential assessment and placement programs for homeless elders .....	350,000

9110-1900	For the elder lunch program; provided, that \$40,000 shall be obligated for youth/elder outreach position at the Roche Family Community Center in West Roxbury; and provided further, that not less than \$50,000 shall be expended for the Senior Farm Share program .....	6,514,740
9110-9002	For the local services program for grants to the councils on aging and for grants to or contracts with non-public entities which are consortia or associations of councils on aging; provided, that notwithstanding the foregoing of all monies appropriated in this item shall be expended in accordance with the distribution schedules for formula and incentive grants established by the secretary; and provided further, that not less than \$80,000 shall be provided to the LGBT Aging Project .....	8,537,068

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## LEGISLATURE.

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### SENATE.

9500-0000	For the operation of the Senate .....	18,964,007
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### HOUSE OF REPRESENTATIVES.

9600-0000	For the operation of the house of representatives .....	33,658,753
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### JOINT LEGISLATIVE EXPENSES.

9700-0000	For the joint operations of the legislature .....	6,980,895
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### COMMISSION ON THE STATUS OF WOMEN.

0950-0000	For the commission on the status of women .....	252,634
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## SECTION 2B.

1     SECTION 2B. Notwithstanding any general or special law to  
2     the contrary, the agencies listed in this section may expend the  
3     amounts listed in this section for the provision of services to agen-  
4     cies listed in section 2. All expenditures made pursuant to this  
5     section shall be accompanied by a corresponding transfer of funds  
6     from an account listed in section 2 to the Intragovernmental Serv-  
7     ice Fund, established by section 2Q of chapter 29 of the General  
8     Laws. All revenues and other inflows shall be based on rates pub-  
9     lished by the seller agency that are developed in accordance with  
10    cost principles established by the United States Office of Manage-  
11    ment and Budget Circular A-87, "Cost Principles for State, Local  
12    and Indian Tribal Governments." All rates shall be published  
13    within 30 days of the enactment of this section. No expenditures

14 shall be made from the Intragovernmental Service Fund which  
 15 would cause that fund to be in deficit at the close of fiscal year  
 16 2009. All authorizations in this section shall be charged to the  
 17 Intragovernmental Service Fund and shall not be subject to section  
 18 5D of chapter 29 of the General Laws. Any balance remaining in  
 19 that fund at the close of fiscal year 2009 shall be transferred to the  
 20 General Fund.

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#### OFFICE OF THE SECRETARY OF STATE.

0511-0003	For the costs of providing electronic and other publications purchased from the state bookstore, for commission fees, notary fees and for direct access to the secretary's computer library .....	16,000
0511-0235	For the costs of obsolete records destruction incurred by the office of the secretary of state; provided, that state agencies, including the judicial branch, may be charged for the destruction of their obsolete records by the records center where appropriate; provided further, that the secretary of state may expend revenues not to exceed \$100,000 of such funds received for the costs of such obsolete record destruction; and provided further, that such fees shall be charged on an equitable basis .....	100,000

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#### OFFICE OF THE STATE COMPTROLLER.

1000-0005	For the cost of the single state audit for the fiscal year ending June 30, 2009; provided, that the comptroller is hereby authorized to charge other appropriations and federal grants for the cost of said audit .....	750,000
1000-0008	For the costs of operating and managing the MMARS and New MMARS accounting system for fiscal year 2009 .....	2,570,081

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#### EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE.

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##### DIVISION OF CAPITAL ASSET MANAGEMENT AND MAINTENANCE.

1102-3224	For the costs for the Leverett Saltonstall lease and occupancy payments; provided, that the division of capital asset management and maintenance shall submit to the house and senate committees on ways and means on or before the first of each month beginning July 1, 2008 a monthly report on the agencies that currently, or will during fiscal year 2009 occupy space in the Saltonstall building, their rental costs, utility costs, parking space allocation, floor space, lease dates, all services included in the lease and all services that the agencies are obligated to fund beyond the	
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lease payments; and provided further, that the report shall include both estimated payments and prior expenditures ..	11,415,156
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**BUREAU OF STATE OFFICE BUILDINGS.**

1102-3333	For the operation and maintenance of state buildings, including reimbursement for overtime expenses, materials and contract services purchased in performing renovations and related services for agencies occupying state buildings or for services rendered to approved entities using state facilities .....	165,000
1102-3336	For the operation and maintenance of the space in the Hurley state office building occupied by the division of unemployment assistance .....	2,902,751

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**RESERVES.**

1599-2040	For the payment of prior year deficiencies based upon schedules provided to the house and senate committees on ways and means; provided, that the comptroller may charge departments' current fiscal year appropriations and transfer to such item amounts equivalent to the amounts to any prior year deficiency, subject to the conditions stated in this item; provided further, that the comptroller shall only assess chargebacks to those current fiscal year appropriations when the account to which the chargeback is applied is the same account to which the prior year deficiency pertains or, if there is no such account, to the current fiscal year appropriation for the general administration of the department that administered the account to which the prior year deficiency pertains; provided further, that no chargeback shall be made which would cause a deficiency in any current fiscal year item; provided further, that the comptroller shall report with such schedule a detailed reason for the prior year deficiency on all chargebacks assessed that exceed \$1,000 including the amount of the chargeback, the item and object class charged; and provided further, that the comptroller shall report on a quarterly basis on all chargebacks assessed, including the amount of the chargeback, the item, object class charged and the reason for the prior year deficiency .....	12,500,000
1599-3100	For the cost of the commonwealth's employer contributions to the Unemployment Compensation Fund and the Medical Security Trust Fund; provided, that the secretary for administration and finance shall authorize the collection, accounting and payment of such contributions; and provided further, that in executing these responsibilities the comptroller may charge in addition to individual appropriation accounts certain non-appropriated funds in amounts that are computed on the same basis as the commonwealth's contributions are determined, including expenses, interest expense or related charges .....	26,000,000

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**DIVISION OF HUMAN RESOURCES.**

- 1750-0101 For the cost of goods and services rendered in administering training programs, including the cost of training unit staff; provided, that the division shall charge to other items for the cost of participants enrolled in programs sponsored by the division or to state agencies employing such participants; provided further, that the division may collect from participating state agencies a fee sufficient to cover administrative costs of the commonwealth's performance recognition programs and to expend such fees for goods and services rendered in the administration of these programs; and provided further, that the division may charge and collect from participating state agencies a fee sufficient to cover administrative costs and expend such fees for goods and services rendered in the administration of information technology services related to the human resources compensation management system program ..... 466,216
- 1750-0105 For the cost of workers' compensation paid to public employees; provided, that the secretary of administration and finance shall charge other items or state agencies for costs incurred on behalf of these state agencies; provided further, that the secretary may transfer workers' compensation-related fringe benefit assessments from federal grants and trust accounts to this item; provided further, that no funds shall be expended from this item that would cause the item to be deficient; provided further, that the secretary shall provide projected costs of workers' compensation costs incurred by agencies in fiscal year 2009 to the house and senate committees on ways and means no later than February 28, 2009; provided further, that in accordance with chapter 177 of the acts of 2001, the secretary of administration and finance shall charge state agencies in fiscal year 2009 as provided in this item for workers' compensation costs, including related administrative expenses incurred on behalf of the employees of the agencies; provided further, that administrative expenses shall be allocated; provided further, that the personnel administrator shall administer the charges on behalf of the secretary, and may establish such rules and procedures as deemed necessary to implement this item; provided further, that the personnel administrator shall: (1) notify agencies regarding the chargeback methodology to be used in fiscal year 2009; (2) notify agencies of the amount of their estimated workers compensation charges for the fiscal year; and (3) require agencies to encumber funds in an amount sufficient to meet the estimated charges; provided further, that the estimated charges for each agency in the fiscal year shall be not less than the amount of the actual workers' compensation costs, including related administrative expenses, incurred by each such agency in fiscal year 2008, and may include such additional amounts as the human resources division finds necessary under regulations adopted under this item; provided further, that the division may adopt a program of incentives for agencies to reduce agencies' claims; provided further, that for

any agency that fails within 30 days of the effective date of this act to encumber funds sufficient to meet the estimated charges, the comptroller shall so encumber funds on behalf of that agency; provided further, that the personnel administrator shall: (1) determine the amount of the actual workers' compensation costs incurred by each agency in the preceding month, including related administrative expenses; (2) notify each agency of the amounts; and (3) charge the amounts to each agency's accounts as estimates of the costs to be incurred in the current month; provided further, that notwithstanding any general or special law to the contrary, any balance remaining in the Intergovernmental Service Fund, at the close of fiscal year 2008 shall be transferred to the General Fund; provided further, that any unspent balance at the close of fiscal year 2008 in an amount not to exceed 5 per cent of the amount authorized shall remain in the Intergovernmental Service Fund and is hereby re-authorized for expenditures for such item in fiscal year 2009; provided further, that the personnel administrator may expend in fiscal year 2009 for hospital, physician, benefit, and other costs related to workers' compensation for employees of state agencies, including administrative expenses; and provided further, that such expenditures may include payments for medical services provided to claimants in prior fiscal years, as well as compensation benefits and associated costs for prior fiscal years .....

56,401,355

1750-0106 For the workers' compensation litigation unit, including the costs of personnel ..... 639,023

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#### OPERATIONAL SERVICES DIVISION.

1775-0800 For the purchase, operation and repair of certain vehicles and for the cost of operating and maintaining all vehicles that are leased by other agencies, including the costs of personnel ..... 7,600,000

1775-1000 For printing, photocopying, and related graphic art or design work, including all necessary incidental expenses and liabilities; provided, that the secretary for administration and finance shall charge to other items of appropriation within the agencies of the executive branch for such services, including the costs of personnel ..... 1,000,000

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#### INFORMATION TECHNOLOGY DIVISION.

1790-0200 For the cost of computer resources and services provided by the information technology division in accordance with the policies, procedures and rates approved by the secretary for administration and finance, including the purchase, lease or rental of telecommunications lines, services and equipment, that are centrally billed to the commonwealth; provided, that the secretary shall charge other items of appropriation for the cost of the resources and services; provided further, that notwithstanding any

general or special law to the contrary, charges for the cost of computer resources and services provided by the bureau of computer services for the design, development, and production of reports and information related to the analysis, development and production of appropriations bills and other legislation shall not be charged to any item of appropriation of the executive office for administration and finance, the house of representatives, the senate or any joint legislative account in fiscal year 2009; provided further, that the bureau shall submit quarterly reports to the house and senate committees on ways and means summarizing the total charges, payments and services provided for the preceding quarter from each department charged to this item; provided further, that the reports shall include, but not be limited to, a delineation of the rates charged to each department as approved by the secretary for administration and finance for each service performed by the division; and provided further, that the secretary for administration and finance shall establish regulations, procedures and a schedule of fees including, but not limited to, the development and distribution of forms and instructions, including the costs of personnel ...

62,121,176

1790-0400	For the purchase, delivery, handling of and contracting for supplies, postage and related equipment and other incidental expenses provided pursuant to section 51 of chapter 30 of the General Laws .....	2,280,794
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### EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS.

2001-1002	For the costs of data processing and related computer and mapping services, the distribution of digital cartographic and other data, the review of environmental notification forms pursuant to sections 61 to 62H, inclusive, of chapter 30 of the General Laws and for the staff and printing of the Environmental Monitor .....	350,000
2030-1002	For the costs of overtime and special details provided by the office of environmental law enforcement .....	160,000

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### EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.

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#### OFFICE OF THE SECRETARY.

4000-0102	For the cost of transportation services for health and human services clients and the operation of the health and human services transportation office .....	7,475,343
4000-0103	For the costs of core administrative functions performed within the executive office of health and human services; provided, that the secretary of the executive office of health and human services may, notwithstanding any general or special law to the contrary, identify administrative activities and functions common to the separate agencies, departments, offices, divisions, and commissions	

within the executive office and may designate such functions “core administrative functions” in order to improve administrative efficiency and preserve fiscal resources; provided further, that common functions that may be designated core administrative functions include, human resources, financial management, information technology, legal and facilities; provided further, that all employees performing functions so designated may be employed by the executive office, and the executive office shall charge the agencies, departments, offices, divisions, and commissions for such services; provided further, that upon the designation of a function as a core administrative function, the employees of each agency, department, office, or commission who perform such core administrative functions may be transferred to the executive office of health and human services; provided further, that the reorganization shall not impair the civil service status of any such transferred employee who immediately before the effective date of this act either holds a permanent appointment in a position classified under chapter 31 of the General Laws or has tenure in a position by reason of section 9A of chapter 30 of the General Laws; and provided further, that nothing in this item shall impair or change an employee’s status, rights, or benefits under chapter 150E of the General Laws .....

27,935,646

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#### **MASSACHUSETTS COMMISSION FOR THE DEAF AND HARD OF HEARING.**

4125-0122	For the costs of interpreter services provided by commission staff; provided, that the costs of personnel may be charged to this item; and provided further, that for the purpose of accommodating discrepancies between the receipt of retained revenues and related expenditures, the commission may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system .....	200,000
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#### **DEPARTMENT OF PUBLIC HEALTH.**

4510-0108	For the costs of pharmaceutical drugs and services provided by the state office for pharmacy services in this section called SOPS; provided, that SOPS shall notify in writing all agencies listed below of their obligations under this item by July 31, 2008; provided further, that SOPS shall provide pharmacy services for the following agencies: the department of public health, the department of mental health, the department of mental retardation, the department of correction, and the sheriff’s departments of Franklin, Hampden and Plymouth; provided further, that the Soldiers’ Home in Massachusetts, the Soldiers’ Home in Holyoke, the department of youth services, and the sheriff’s departments of Worcester, Middlesex, Hampshire, Berkshire, Essex, Suffolk, Norfolk, Bristol, Barnsta-
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ble and Dukes shall submit reports to SOPS, the house and senate committees on ways and means, and the secretary of administration and finance, not later than September 15, 2008, detailing their pharmaceutical drug and service costs for fiscal year 2008; provided further, that on December 1, 2008, SOPS shall become the sole provider of pharmacy services for any agency failing to submit said report and for any agency who fails to submit all of the information required by SOPS to perform an adequate cost analysis; provided further, that not later than December 15, 2008 SOPS shall submit a report to the house and senate committees on ways and means and the secretary of administration and finance detailing the cost estimates for SOPS to provide the same level of service as the current provider of pharmacy services for: the Soldiers' Home in Massachusetts, the Soldiers' Home in Holyoke, the department of youth services, and the sheriff's departments of Worcester, Middlesex, Hampshire, Berkshire, Essex, Suffolk, Norfolk, Bristol, Barnstable and Dukes; provided further, that if the report provides data indicating that SOPS can provide the same level of service more cost effectively than the present provider of pharmacy services, then 30 days after the submission of said report SOPS shall become the pharmacy service provider for those agencies; provided further, that SOPS shall continue to work to reduce medication costs, provide standardized policies and procedures in a clinically responsible manner, provide comprehensive data analysis and improve the quality of clinical services; provided further, that SOPS shall report to the house and senate committees on ways and means by June 30, 2009, on the savings realized by each agency listed above in comparison to their pharmacy costs in fiscal year 2008; and provided further, that the report shall also provide recommendations for the inclusion of other entities that may realize a cost savings by joining SOPS .....

45,786,520

4590-0901 For the costs of medical services provided at public health hospitals pursuant to a schedule of services and fees approved by the commissioner of public health, which may be expended for the purposes of hospital related costs, including, but not limited to, capital repair and the maintenance and motor vehicle replacement; provided, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system .....

150,000

4590-0903 For the costs of medical services provided at the department of public health Lemuel Shattuck hospital to inmates of the county correctional facilities; provided, that the costs shall be charged to items 8910-0000, 8910-0010, 8910-0102, 8910-0105, 8910-0107, 8910-0108, 8910-0110,

8910-0145 and 8910-0619 of section 2 pursuant to the provisions thereof; provided further, that expenditures from this item shall be for hospital-related costs including, but not limited to, capital repair and the maintenance and motor vehicle replacement; and provided further, that notwithstanding any general or special law to the contrary, for the purpose of accommodating timing discrepancies between the receipt of retained revenue and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system .... 3,800,000

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**DEPARTMENT OF MENTAL RETARDATION.**

5948-0012 For a program providing alternatives to residential placements for children with mental retardation, including the costs of intensive home-based supports, provided in item 7061-0012 of section 2 ..... 8,000,000

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**EXECUTIVE OFFICE OF TRANSPORTATION AND CONSTRUCTION.**


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**DEPARTMENT OF HIGHWAYS.**

6030-7501 For the cost of the purchase of bulk fuel for certain vehicles under the authority of the operational services division and the cost of purchased fuel for other agencies and for certain administrative expenses related to purchasing and distributing the fuel ..... 1,000,000

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**EXECUTIVE OFFICE OF PUBLIC SAFETY.**


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**STATE POLICE.**

8100-0002 For the costs of overtime associated with requested police details; provided, that for the purpose of accommodating discrepancies between the receipt of revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate thereof as reported in the state accounting system ..... 6,567,381

8100-0003 For the costs associated with the use of the statewide telecommunications system for the maintenance of the system ..... 156,375

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**MILITARY DIVISION.**

8700-1145 For the costs of utilities and maintenance and for the implementation of energy conservation measures with regard to the state armories ..... 500,000

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**DEPARTMENT OF CORRECTION.**

8900-0021	For the cost of products produced by the prison industries and farm program and for the cost of services provided by inmates, including the costs of moving, auto repair, culinary and renovation and construction services; provided, that the costs for renovation and construction services shall not exceed the amount established by the operational services division; and provided further, that such revenues may also be expended for materials, supplies, equipment, maintenance of facilities and compensation of employees and for the inmate employment and training program .....	6,050,000
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**SECTION 2D.**

1     SECTION 2D. The amounts set forth in this section are hereby  
2     appropriated from the General Federal Grants Fund. Federal  
3     funds received in excess of the amount appropriated in this  
4     section shall be expended only in accordance with section 6B of  
5     chapter 29 of the General Laws. The amount of any unexpended  
6     balance of federal grant funds received prior to June 30, 2008,  
7     and not included as part of an appropriation item in this section, is  
8     hereby made available for expenditure during fiscal year 2009, in  
9     addition to any amount appropriated in this section.

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**JUDICIARY.**

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**SUPREME JUDICIAL COURT**

0320-1700	For the purposes of a federally funded grant entitled, State Court Improvement Program .....	265,631
0320-1701	For the purpose of a federally funded grant entitled, CIP Data Sharing Grant .....	204,516
0320-1703	For the purpose of a federally funded grant entitled, CIP Training Grant .....	179,656

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**DISTRICT ATTORNEYS.**

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**PLYMOUTH DISTRICT ATTORNEY.**

0340-0806	For the purposes of a federally funded grant entitled, Weed and Seed .....	100,000
0340-0816	For the purposes of a federally funded grant entitled, Drug Free Communities .....	30,000

**SECRETARY OF STATE.**

0526-0114	For the purposes of a federally funded grant entitled, Historic Preservation Survey and Planning .....	800,000
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**TREASURER AND RECEIVER GENERAL.****MASSACHUSETTS CULTURAL COUNCIL.**

0640-9716	For the purposes of a federally funded grant entitled, Folk and Traditional Arts Initiative .....	20,000
0640-9717	For the purposes of a federally funded grant entitled, Basic State Plan .....	382,100
0640-9718	For the purposes of a federally funded grant entitled, Artists in Education .....	60,000
0640-9724	For the purposes of a federally funded grant entitled, Youth Reach .....	104,800
0640-9729	For the purposes of a federally funded grant entitled, Challenge America .....	158,500

**ATTORNEY GENERAL.**

0810-0026	For the purposes of a federally funded grant entitled, Crime Victim Compensation .....	1,474,000
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**EXECUTIVE OFFICE OF ADMINISTRATION AND FINANCE.****MASSACHUSETTS DEVELOPMENTAL DISABILITIES COUNCIL.**

1100-1703	For the purposes of a federally funded grant entitled, Implementation of the Federal Developmental Disabilities Act; provided, that in order to qualify for this grant, this item shall be exempt from the first \$280,000 of fringe benefit and indirect cost charges pursuant to section 6B of chapter 29 of the General Laws .....	1,263,826
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**OFFICE ON DISABILITY.**

1107-2450	For the purposes of a federally funded grant entitled, Client Assistance Program .....	239,839
1107-2509	For the purposes of a federally funded grant entitled, Disabled Persons Protection Commission, Multi-Disciplinary Responses to Crime .....	300,000

**DEPARTMENT OF REVENUE.**

1201-0104	For the purposes of a federally funded grant entitled, Joint Federal-State Motor Fuel Tax Compliance Project .....	10,000
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1201-0109	For the purposes of a federally funded grant entitled, Access and Visitation - Parent Education Program .....	222,169
1201-0412	For the purposes of federally funded grants entitled, Child Support Enforcement Grants, Child Support IVD Companion account to CSE Demonstration Grants .....	179,667

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## EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS.

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### OFFICE OF THE SECRETARY.

2000-0141	For the purposes of a federally funded grant entitled, Coastal Zone Management and Development .....	3,600,000
2000-0177	For the purposes of a federally funded grant entitled, Wetlands Development .....	27,663
2000-0186	For the purposes of a federally funded grant entitled, Aquatic Nuisance Species Management Plan .....	63,421
2000-0248	For the purposes of a federally funded grant entitled, Massachusetts Bays Program II .....	472,501
2000-9600	For the purposes of a federally funded grant entitled, Narragansett Bay .....	73,370
2000-9701	For the purposes of a federally funded grant entitled, Outdoor Recreation Projects - Political Subdivisions .....	2,317,517
2000-9735	For the purposes of a federally funded grant entitled, Buzzards Bay Estuary Program .....	514,304
2000-9760	For the purposes of a federally funded grant entitled, Inventory of Navy Shipwrecks in Massachusetts Waters ..	4,490
2030-0013	For the purposes of a federally funded grant entitled, Fisheries Enforcement .....	668,576
2030-9701	For the purposes of a federally funded grant entitled, Safe Boating Program .....	1,532,189

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### DEPARTMENT OF ENVIRONMENTAL PROTECTION.

2200-9706	For the purposes of a federally funded grant entitled, Water Quality Management Planning .....	513,886
2200-9712	For the purposes of a federally funded grant entitled, Cooperative Agreement-Leaking Underground Storage Tanks .....	984,806
2200-9717	For the purposes of a federally funded grant entitled, D.O.D. Environment Restoration Program for Department of Defense .....	1,391,070
2200-9724	For the purposes of a federally funded grant entitled, Superfund Block Grant .....	975,728
2200-9728	For the purposes of a federally funded grant entitled, Brownfields Assessment Program - Multi-Site Cooperative Agreement .....	231,390

2200-9729	For the purposes of a federally funded grant entitled, Brown-field Pilots Cooperative Agreements .....	22,314
2200-9731	For the purposes of a federally funded grant entitled, Brown-field Response .....	1,570,062
2230-9702	For the purposes of a federally funded grant entitled, Air, Water and Hazardous Waste Management Regulatory Programs .....	17,611,753
2230-9709	For the purposes of a federally funded grant entitled, Environmental Information Exchange .....	195,494
2240-9762	For the purposes of a federally funded grant entitled, Reimbursement to Operators to Small Water Systems for Training and Certification .....	304,404
2240-9764	For the purposes of a federally funded grant entitled, Special Appropriation Set-Aside Administration .....	44,365
2240-9769	For the purposes of a federally funded grant entitled, Estuaries Watershed Permitting .....	18,915
2250-9712	For the purposes of a federally funded grant entitled, Clean Air Act-Fine Particulate Matter Air Monitoring .....	445,837
2250-9716	For the purposes of a federally funded grant entitled, Ambient Air Toxics Pilot Project .....	133,645
2230-9710	For the purposes of a federally funded grant entitled, FY07 Network .....	186,004
2240-9773	For the purposes of a federally funded grant entitled, Technical Assistance and Training for Drinking Water .....	58,500
2250-9725	For the purposes of a federally funded grant entitled, Innovation Environment Compliance Strategies .....	55,470
2250-9726	For the purposes of a federally funded grant entitled, Homeland Security Co-op Agreement .....	863,645
2250-9727	For the purposes of a federally funded grant entitled, School Bus Retrofit .....	20,000
2250-9728	For the purposes of a federally funded grant entitled, Off Road Construction (ORCVRP) .....	5,000
2250-9729	For the purposes of a federally funded grant entitled, Composting Recycling .....	5,000
2250-9730	For the purposes of a federally funded grant entitled, Air Toxic-Spatial Trends .....	49,017

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**DEPARTMENT OF FISH AND GAME.**

2300-0112	For the purposes of a federally funded grant entitled, River Restoration Program .....	27,133
2310-0115	For the purposes of a federally funded grant entitled, Land Owner Incentive Program – Tier I .....	50,000
2310-0116	For the purposes of a federally funded grant entitled, Land Owner Incentive Program – Tier II .....	1,000,000

2310-0117	For the purposes of a federally funded grant entitled, Chronic Wasting Disease .....	90,000
2310-0118	For the purposes of a federally funded grant entitled, Junior Duck Stamp .....	1,300
2300-0114	For the purposes of a federally funded grant entitled, USFWS Partnership Program .....	45,000
2310-0119	For the purposes of a federally funded grant entitled, Avian Influenza Surveillance Program .....	8,000
2330-9222	For the purposes of a federally funded grant entitled, Clean Vessel .....	850,000
2330-9712	For the purposes of a federally funded grant entitled, Commercial Fisheries Extension .....	145,000
2330-9713	For the purposes of a federally funded grant entitled, Right Whale Conservation .....	250,000
2330-9725	For the purposes of a federally funded grant entitled, Boating Infrastructure .....	100,000
2330-9730	For the purposes of a federally funded grant entitled, Interstate Fisheries Management Support .....	233,000
2330-9732	For the purposes of a federally funded grant entitled, ACCSP Implementation Strategic Plan .....	125,000
2330-9736	For the purposes of a federally funded grant entitled, Marine Fisheries Institute .....	600,000
2330-9739	For the purposes of a federally funded grant entitled, Turtle Disengagement .....	25,000
2330-9740	For the purposes of a federally funded grant entitled, Lobster Gear Removal / Rope Work .....	40,000

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**DEPARTMENT OF AGRICULTURAL RESOURCES.**

2511-0310	For the purposes of a federally funded grant entitled, Pesticide Enforcement .....	195,000
2511-0320	For the purposes of a federally funded grant entitled, Certification of Pesticide Applicators .....	123,000
2511-0336	For the purposes of a federally funded grant entitled, Special Pesticide Disposal Initiative .....	6,666
2511-0400	For the purposes of a federally funded grant entitled, Cooperative Agriculture Pest Survey Program .....	131,168
2511-0401	For the purposes of a federally funded grant entitled, Cooperative Pesticide Recordkeeping Program .....	17,500
2511-0972	For the purposes of a federally funded grant entitled, Farmland Protection .....	2,650,000
2511-1025	For the purposes of a federally funded grant entitled, Country of Origin Labeling .....	13,250
2515-1002	For the purposes of a federally funded grant entitled, Animal Disease Surveillance Homeland Security .....	125,030

2515-1003	For the purposes of a federally funded grant entitled, Voluntary Johne's Disease Control .....	44,300
2515-1004	For the purposes of a federally funded grant entitled, Scrapie Disease Surveillance and Flock Certification .....	8,300
2515-1005	For the purposes of a federally funded grant entitled, Low Pathogenic Avian Influenza Prevention .....	29,350
2515-1006	For the purposes of a federally funded grant entitled, National Animal Identification System .....	246,500
2515-1008	For the purposes of a federally funded grant entitled, Highly Pathogenic Avian Influenza .....	126,000
2516-9002	For the purposes of a federally funded grant entitled, Development of Institutional Marketing .....	108,000
2516-9003	For the purposes of a federally funded grant entitled, Farmer's Market Coupon Program .....	438,540
2516-9004	For the purposes of a federally funded grant entitled, Senior Farmers Market Nutrition Program .....	57,500
2516-9007	For the purposes of a federally funded grant entitled, Organic Certification Cost-Share Program .....	50,000

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**DEPARTMENT OF CONSERVATION AND RECREATION.**

2800-9707	For the purposes of a federally funded grant entitled, National Flood Insurance Program .....	190,000
2800-9709	For the purposes of a federally funded grant entitled, Map Modernization .....	87,000
2800-9726	For the purposes of a federally funded grant entitled, FEMA National Dam Safety Program .....	67,907
2800-9727	For the purposes of a federally funded grant entitled, Boston Harbor Islands Project – National Park Service .....	250,000
2800-9750	For the purposes of a federally funded grant entitled, Ipswich River Watershed EPA Grant .....	70,200
2820-9702	For the purposes of a federally funded grant entitled, Rural Community Fire Protection .....	56,000
2821-9705	For the purposes of a federally funded grant entitled, Shade Tree and Forest Health .....	220,087
2821-9709	For the purposes of a federally funded grant entitled, Forestry Planning .....	3,098,041
2821-9711	For the purposes of a federally funded grant entitled, Rural Fire Prevention and Control .....	228,492
2821-9713	For the purposes of a federally funded grant entitled, Wildland Urban Interface Fuels Management .....	293,608
2821-9719	For the purposes of a federally funded grant entitled, Watershed Forest Management – Guidebook .....	2,714
2821-9726	For the purposes of a federally funded grant entitled, Forest Health Management - US Forest Service .....	103,251

2840-9709	For the purposes of a federally funded grant entitled, Waquoit Bay National Estuarine Research Reserve Consolidated Funding .....	624,789
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**DEPARTMENT OF PUBLIC UTILITIES.**

7006-9000	For the purposes of a federally funded grant entitled, Motor Carrier Safety Assistance .....	102,000
7006-9002	For the purposes of a federally funded grant entitled, Pipeline Security .....	630,000

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**DIVISION OF ENERGY RESOURCES.**

7006-9237	For the purposes of a federally funded grant entitled, Rebuild Mass – Energy Smart Communities .....	38,821
7006-9238	For the purposes of a federally funded grant entitled, SEP – 4 Natural Gas Buses .....	196,843
7006-9239	For the purposes of a federally funded grant entitled, SEP – A Module-Integrated .....	190,163
7006-9240	For the purposes of a federally funded grant entitled, Tall Tower Wind .....	10,341
7006-9243	For the purposes of a federally funded grant entitled, BIO-MASS – Sustainable Forest .....	444,127
7006-9244	For the purposes of a federally funded grant entitled, Evaluation of Switchgrass for Biofuel in Massachusetts .....	10,000
7006-9301	For the purposes of a federally funded grant entitled, Low Cost – Effective Energy Efficiency .....	164,210
7006-9720	For the purposes of a federally funded grant entitled, State Heating Oil .....	22,288
7006-9757	For the purposes of a federally funded grant entitled, BIO MASS .....	9,376
7006-9730	For the purposes of a federally funded grant entitled, SEP II ..	983,000

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**DEPARTMENT OF EARLY EDUCATION AND CARE.**


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**DEPARTMENT OF EARLY EDUCATION AND CARE.**

3000-0708	For the purposes of a federally funded grant entitled, Head Start Collaboration .....	175,000
3000-9002	For the purposes of a federally funded grant entitled, Child Abuse Prevention and Treatment Activities .....	600,000

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**EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES.**


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**OFFICE OF THE SECRETARY.**

4000-0713	For the purposes of a federally funded grant entitled, Youth Development State Collaboration .....	120,000
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4000-7570	For the purposes of a federally funded grant entitled, Medicaid Transformation .....	814,370
4000-9401	For the purposes of a federally funded grant entitled, Community Mental Health Services .....	8,086,241
4000-9402	For the purposes of a federally funded grant entitled, Substance Abuse Prevention and Treatment Block Grant .....	34,256,454
4400-0705	For the purposes of a federally funded grant entitled, McKinney Emergency Shelter Grant Program .....	2,534,851
4400-0707	For the purposes of a federally funded grant entitled, Department of Housing and Urban Development Continuum of Care .....	6,000,000
4400-9404	For the purposes of a federally funded grant entitled, McKinney Shelter Plus Care – Continuum of Care .....	2,300,000

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**DEPARTMENT OF VETERANS' SERVICES.**

1410-0254	For the purposes of a federally funded grant entitled, Urban Homeless Veterans Reintegration .....	200,000
1410-0255	For the purposes of a federally funded grant entitled, Non-Urban Homeless Veterans Reintegration .....	300,000

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**MASSACHUSETTS COMMISSION FOR THE BLIND.**

4110-3021	For the purposes of a federally funded grant entitled, Basic Support Grant .....	6,850,000
4110-3023	For the purposes of a federally funded grant entitled, Independent Living — Adaptive Housing .....	70,000
4110-3026	For the purposes of a federally funded grant entitled, Independent Living — Services to Older Blind Americans .....	775,000
4110-3027	For the purposes of a federally funded grant entitled, Rehabilitation Training .....	30,000
4110-3028	For the purposes of a federally funded grant entitled, Supported Employment .....	60,000

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**MASSACHUSETTS REHABILITATION COMMISSION.**

4120-0020	For the purposes of a federally funded grant entitled, Vocational Rehabilitation; provided, that no funds shall be deducted for pensions, group health and life insurance or any other such indirect cost of federally reimbursed state employees .....	38,147,521
4120-0040	For the purposes of a federally funded grant entitled, Vocational Rehabilitation and Comprehensive Systems of personnel development Training .....	110,887
4120-0187	For the purposes of a federally funded grant entitled, Supported Employment Program .....	411,989
4120-0191	For the purposes of a federally funded grant entitled, Informed Members Planning and Assessing Choices Together (IMPACT) .....	140,406

4120-0511	For the purposes of a federally funded grant entitled, Vocational Rehabilitation - Determination of Disability .....	38,873,525
4120-0608	For the purposes of a federally funded grant entitled, Traumatic Brain Injury Implementation .....	102,518
4120-0760	For the purposes of a federally funded grant entitled, Independent Living .....	1,655,300
4120-0768	For the purposes of a federally funded grant entitled, Assistive Technology Act .....	641,550

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**DEPARTMENT OF TRANSITIONAL ASSISTANCE.**

4400-0705	For the purposes of a federally funded grant entitled, Emergency Shelter Grants .....	2,900,000
4400-0707	For the purposes of a federally funded grant entitled, Continuum of Care .....	6,000,000
4400-3066	For the purposes of a federally funded grant entitled, Training for Food Stamp ABAWDs .....	1,600,000
4400-3067	For the purposes of a federally funded grant entitled, Food Stamp Employment and Training .....	2,100,000
4400-3069	For the purposes of a federally funded grant entitled, Full Employment Food Stamp Cash-Out .....	25,000
4400-9404	For the purposes of a federally funded grant entitled, McKinney Shelter Plus Care .....	3,400,000

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**DEPARTMENT OF SOCIAL SERVICES.**

4800-0005	For the purposes of a federally funded grant entitled, Children's Justice Act .....	360,785
4800-0007	For the purposes of a federally funded grant entitled, The Family Violence Prevention and Support Services Act .....	1,788,225
4800-0009	For the purposes of a federally funded grant entitled, Title IV-E Independent Living .....	3,185,238
4800-0013	For the purposes of a federally funded grant entitled, Family Preservation and Support Services .....	5,063,546
4800-0085	For the purposes of a federally funded grant entitled, Educational & Training Voucher Program .....	1,095,236
4800-0086	For the purposes of a federally funded grant entitled, Adoption Opportunities Grant .....	350,000
4800-0088	For the purposes of a federally funded grant entitled, Training of Child Welfare Agency Supervisors .....	249,722
4800-0089	For the purposes of a federally funded grant entitled, Adoption Incentive Payments .....	258,000
4899-0001	For the purposes of a federally funded grant entitled, Title IV-B Child Welfare Services .....	4,094,353
4899-0022	For the purposes of a federally funded grant entitled, Child Abuse and Neglect Prevention and Treatment .....	522,943

**DEPARTMENT OF PUBLIC HEALTH.**

4500-1000	For the purposes of a federally funded grant entitled, Preventive Health Services Block Grant .....	3,170,463
4500-1050	For the purposes of a federally funded grant entitled, Rape Prevention and Education .....	989,283
4510-1060	For the purposes of a federally funded grant entitled, Rape Prevention Program Planning and Evaluation Capacity Building .....	16,532
4500-1065	For the purposes of a federally funded grant entitled State Partnership to Improve Minority Health .....	154,867
4500-2000	For the purposes of a federally funded grant entitled, Maternal and Child Health Services Block Grant .....	12,097,344
4502-1012	For the purposes of a federally funded grant entitled, Cooperative Health Statistics System .....	614,398
4510-0109	For the purposes of a federally funded grant entitled, State Loan Repayment Project .....	250,000
4510-0113	For the purposes of a federally funded grant entitled, Office of Rural Health .....	148,500
4510-0118	For the purposes of a federally funded grant entitled, Primary Care Cooperative Agreement .....	108,954
4510-0119	For the purposes of a federally funded grant entitled, Rural Hospital Flexibility Program .....	291,464
4510-0219	For the purposes of a federally funded grant entitled, Small Rural Hospital Improvement Program .....	89,450
4510-0221	For the purposes of a federally funded grant entitled, Children's Oral Health System .....	160,000
4510-0400	For the purposes of a federally funded grant entitled, Medicare and Medicaid Survey and Certification .....	7,637,790
4510-0404	For the purposes of a federally funded grant entitled, Bioterrorism Hospital Preparedness .....	8,482,091
4510-0500	For the purposes of a federally funded grant entitled, Clinical Laboratory Improvement .....	312,536
4510-0609	For the purposes of a federally funded grant entitled, NRC Security Inspections .....	5,000
4510-0619	For the purposes of a federally funded grant entitled, FDA Inspection of Food Establishments .....	322,736
4510-0627	For the purposes of a federally funded grant entitled, Enhancement for Infrastructure Reporting & Interstate Exchange .....	275,000
4510-0628	For the purposes of a federally funded grant entitled, Enhancement for Collaborative Data Sharing .....	400,000
4510-0630	For the purposes of a federally funded grant entitled, Enabling Electronic Prescribing and Enhancement .....	451,710
4510-0636	For the purposes of a federally funded grant entitled, Childhood Lead Paint Poisoning Prevention .....	1,145,179

4510-9014	For the purposes of a federally funded grant entitled, Mammography Quality Standards Act Inspections .....	152,854
4510-9040	For the purposes of a federally funded grant entitled, Diabetes Control Program .....	1,070,134
4510-9043	For the purposes of a federally funded grant entitled, Demonstration Program to Conduct Toxic Waste Site Health Impact Assessments .....	448,648
4510-9048	For the purposes of a federally funded grant entitled, Indoor Radon Development Program .....	154,700
4510-9053	For the purposes of a federally funded grant entitled, Beaches Environmental Assessment .....	251,749
4510-9056	For the purposes of a federally funded grant entitled, National Environmental Public Health Tracking .....	949,213
4512-0102	For the purposes of a federally funded grant entitled, Sexually Transmitted Disease Control .....	1,588,813
4512-0179	For the purposes of a federally funded grant entitled, Vaccination Assistance Project .....	5,821,257
4512-0180	For the purposes of a federally funded grant entitled, Epidemiology and Lab Surveillance .....	1,491,209
4512-9064	For the purposes of a federally funded grant entitled, Adolescent Treatment .....	365,780
4512-9065	For the purposes of a federally funded grant entitled, State Outcomes Measurement and Management System .....	75,000
4512-9066	For the purposes of a federally funded grant entitled, State Epidemiological Outcomes Workshop .....	100,000
4512-9067	For the purposes of a federally funded grant entitled, MA Screening and Brief Intervention .....	2,826,914
4512-9068	For the purposes of a federally funded grant entitled, MA Collaborative for Action, Leadership and Learning .....	2,093,000
4512-9069	For the purposes of a federally funded grant entitled, Substance Abuse Prevention and Treatment Block Grant .....	33,754,518
4512-9070	For the purposes of a federally funded grant entitled, Promoting Safe and Stable Families .....	500,000
4512-9071	For the purposes of a federally funded grant entitled, Office of Juvenile Justice and Delinquency Substance Abuse Prevention .....	700,000
4512-9426	For the purposes of a federally funded grant entitled, Uniform Alcohol and Drug Abuse Data Collection .....	73,198
4513-0111	For the purposes of a federally funded grant entitled, Housing Opportunities-People with AIDS .....	166,000
4513-1123	For the purposes of a federally funded grant entitled, Adult Viral Hepatitis Program .....	105,925
4513-9007	For the purposes of a federally funded grant entitled, Nutritional Status of Women, Infants, and Children (WIC) .....	83,076,934

4513-9018	For the purposes of a federally funded grant entitled, Augmentation and Evaluation of Established Health Education - Risk Reduction .....	11,092,885
4513-9020	For the purposes of a federally funded grant entitled, Expanded and Integrated HIV Testing .....	690,000
4513-9021	For the purposes of a federally funded grant entitled, Program for Infants and Toddlers with Handicaps .....	8,214,170
4513-9022	For the purposes of a federally funded grant entitled, Prevention Disability State Based Project .....	267,423
4513-9027	For the purposes of a federally funded grant entitled, Mass-Care - Community AIDS Resource Enhancement .....	888,693
4513-9030	For the purposes of a federally funded grant entitled, Planning a Comprehensive Primary Care System for All Mass Children and Youth .....	94,644
4513-9035	For the purposes of a federally funded grant entitled, AIDS Surveillance and Seroprevalence Project .....	1,502,762
4513-9037	For the purposes of a federally funded grant entitled, Ryan White Comprehensive AIDS Resources .....	20,393,618
4513-9038	For the purposes of a federally funded grant entitled, Shelter Plus Care – Worcester .....	288,504
4513-9046	For the purposes of a federally funded grant entitled, Congenital Anomalies Center of Excellence .....	697,633
4513-9051	For the purposes of a federally funded grant entitled, Rural Domestic Violence and Children Victimization Project ...	450,000
4513-9060	For the purposes of a federally funded grant entitled, Residential Fire Injury Prevention — Mass Injury Intervention and Surveillance .....	161,929
4513-9066	For the purposes of a federally funded grant entitled, Universal Newborn Hearing Screening-Enhancement Project .....	150,000
4513-9071	For the purposes of a federally funded grant entitled, Early Hearing Detection and Intervention (EHDI) Tracking and Research .....	170,000
4513-9076	For the purposes of a federally funded grant entitled, Early Childhood Comprehensive Systems .....	140,000
4513-9077	For the purposes of a federally funded grant entitled, Emergency Medical Services for Children Partnership II .....	115,000
4513-9078	For the purposes of a federally funded grant entitled, Asthma Planning Collaborative .....	335,000
4513-9080	For the purposes of a federally funded grant entitled, MA Perinatal Connection Project .....	210,000
4513-9081	For the purposes of a federally funded grant entitled, State Implementation Grant for Children with Special Health Care Needs .....	40,000
4513-9082	For the purposes of a federally funded grant entitled, CAPTA Requirement to Identify and Serve Substance Exposed Newborns .....	250,000

4513-9083	For the purposes of a federally funded grant entitled, Massachusetts Youth Suicide Prevention Program .....	455,704
4513-9085	For the purposes of a federally funded grant entitled, Massachusetts Pregnancy Risk .....	19,026
4513-9086	For the purposes of a federally funded grant entitled, Support of Oral Health Workforce Activities .....	131,834
4514-1005	For the purposes of a federally funded grant entitled, WIC-Management Information Systems .....	200,000
4514-1006	For the purposes of a federally funded grant entitled, Getting to the Heart of the Matter .....	94,990
4515-0115	For the purposes of a federally funded grant entitled, Tuberculosis Control Project .....	1,641,161
4515-0121	For the purposes of a federally funded grant entitled, Tuberculosis Epidemiological Studies and Consortium .....	366,019
4515-0200	For the purposes of a federally funded grant entitled, STD/HIV Prevention Training Centers .....	356,641
4515-0204	For the purposes of a federally funded grant entitled, Strengthening Surveillance for Infectious Diseases .....	175,000
4515-0205	For the purposes of a federally funded grant entitled, HIV Training Through Prevention Training Center .....	99,999
4516-1021	For the purposes of a federally funded grant entitled, Public Health Preparedness and Response for Bioterrorism .....	17,273,541
4516-1025	For the purposes of a federally funded grant entitled, Morbidity and Risk Behavior Surveillance .....	378,620
4518-0505	For the purposes of a federally funded grant entitled, Tech Data & Mass Birth/Infant Death File Linkage/Analysis Assistive Reproductive .....	24,885
4518-0514	For the purposes of a federally funded grant entitled, National Violent Death Reporting System .....	321,368
4518-0534	For the purposes of a federally funded grant entitled, Public Health Injury Surveillance and Prevention .....	742,877
4518-1000	For the purposes of a federally funded grant entitled, Procurement of Information for the National Death Index .....	33,000
4518-1002	For the purposes of a federally funded grant entitled, Massachusetts Death File — Social Security Administration .....	83,000
4518-1003	For the purposes of a federally funded grant entitled, Massachusetts Birth Records — Social Security Administration .....	281,351
4518-1004	For the purposes of a federally funded grant entitled, Promoting Integration State Health .....	199,897
4518-9023	For the purposes of a federally funded grant entitled, Census of Fatal Occupational Injuries .....	44,200
4518-9030	For the purposes of a federally funded grant entitled, Public Health Injury Surveillance and Prevention Program .....	159,660
4570-1509	For the purposes of a federally funded grant entitled, Massachusetts Cardiovascular Disease Prevention .....	1,144,341

4570-1512	For the purposes of a federally funded grant entitled, National Cancer Prevention Control .....	5,341,046
4570-1515	For the purposes of a federally funded grant entitled, Chronic Diseases Prevention and Health Promotion .....	4,363,523
4570-1516	For the purposes of a federally funded grant entitled, Paul Coverdell Acute Stroke .....	600,000

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**DEPARTMENT OF MENTAL HEALTH.**

5012-9121	For the purposes of a federally funded grant entitled, Project for Assistance in Transition from Homelessness .....	1,300,248
5012-915	For the purposes of a federally funded grant entitled, State Mental Health Data Infrastructure Grant .....	106,650
5014-9105	For the purposes of a federally funded grant entitled, Data Infrastructure .....	142,220
5046-9102	For the purposes of a federally funded grant entitled, Shelter Plus Care Program .....	173,760
5047-9102	For the purposes of a federally funded grant entitled, Comprehensive Mental Health Services for Children and their Families .....	1,375,244

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**EXECUTIVE OFFICE OF TRANSPORTATION.**


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**OFFICE OF THE SECRETARY.**

6000-0018	For the purposes of a federally funded grant entitled, Rural Public Transportation Assistance .....	4,198,030
6000-0019	For the purposes of a federally funded grant entitled, Section 5307 Transportation Demand Management .....	1,058,000
6000-0020	For the purposes of a federally funded grant entitled, Jobs Access Reverse Commute .....	2,435,412
6000-0022	For the purposes of a federally funded grant entitled, Transit Planning Research Grant .....	46,844
6000-0023	For the purposes of a federally funded grant entitled, Rural Public Transportation Planning Grant .....	3,895,602
6000-0025	For the purposes of a federally funded grant entitled, High Priority Project .....	5,711,795
6000-0049	For the purposes of a federally funded grant entitled, Elderly and Handicapped Transportation Capital Grant .....	4,759,427

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**REGISTRY OF MOTOR VEHICLES.**

8400-0090	For the purposes of a federally funded grant entitled, Enhance CDL Licensing .....	786,500
8400-0093	For the purposes of a federally funded grant entitled, Motor Carrier Safety Assistance Program .....	110,689

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**BOARD OF LIBRARY COMMISSIONERS.**

7000-9702	For the purposes of a federally funded grant entitled, Library Service Technology Act .....	3,413,560
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**EXECUTIVE OFFICE OF LABOR AND WORKFORCE DEVELOPMENT.**

7002-1625	For the purposes of a federally funded grant entitled, Veterans Workforce Investment Program FY07 .....	750,000
7002-4203	For the purposes of a federally funded grant entitled, Occupational Substance and Health Administration Statistical Survey .....	112,300
7002-4204	For the purposes of a federally funded grant entitled, Adult Blood Lead Levels Surveillance .....	20,486
7002-4212	For the purposes of a federally funded grant entitled, Asbestos Licensing and Monitoring .....	113,500
7002-4213	For the purposes of a federally funded grant entitled, Lead Licensing and Monitoring .....	250,000
7002-4215	For the purposes of a federally funded grant entitled, Occupational Illness and Injury .....	86,198
7002-4216	For the purposes of a federally funded grant entitled, Lead Enforcement Cooperative Agreement .....	50,000
7002-6624	For the purposes of a federally funded grant entitled, Unemployment Insurance Administration .....	68,093,548
7002-6626	For the purposes of a federally funded grant entitled, Employment Service Programs Administration .....	22,136,267
7002-6627	For the purposes of a federally funded grant entitled, Occupational Substance and Health Administration On-site Consultation Program .....	1,382,000
7002-6628	For the purposes of a federally funded grant entitled, Disabled Veterans Outreach .....	1,475,899
7002-6629	For the purposes of a federally funded grant entitled, Local Veterans Employment Representative .....	1,586,217
7002-9701	For the purposes of a federally funded grant entitled, Federal Bureau of Labor Statistics Grant .....	2,565,294
7003-1010	For the purposes of a federally funded grant entitled, Trade Expansion Act Program .....	12,763,876
7003-1630	For the purposes of a federally funded grant entitled, Adult Activities – Workforce Investment Act Title I - Adult Activities .....	17,680,753
7003-1631	For the purposes of a federally funded grant entitled, Youth Formula Grants – Workforce Investment Act Title I - Youth Formula Grants .....	22,442,480
7003-1632	For the purposes of a federally funded grant entitled, Dislocated Workers – Workforce Investment Act Title I – Dislocated Workers .....	46,689,679

7003-1633	For the purposes of a federally funded grant entitled, Work Incentive Grant Access to Employment for All .....	1,510,416
7003-1635	For the purposes of a federally funded grant entitled, Partnership for Youth in Employment .....	2,128,734
7003-2013	For the purposes of a federally funded grant entitled, Mine Safety and Health Training .....	65,893

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## EXECUTIVE OFFICE OF HOUSING AND ECONOMIC DEVELOPMENT.

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### DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT.

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7004-0304	For the purposes of a federally funded grant entitled, Lead-Based Paint Control Program .....	257,852
7004-2030	For the purposes of a federally funded grant entitled, Weatherization Assistance for Low Income Persons; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies .....	6,517,898
7004-2033	For the purposes of a federally funded grant entitled, Low Income Home Energy Assistance Program; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development shall provide monthly payments in advance to participating agencies .....	93,972,799
7004-2034	For the purposes of a federally funded grant entitled, Community Services Block Grant; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies .....	16,944,356
7004-2361	For the purposes of a federally funded grant entitled, Section 8 Substantial Rehabilitation Administrative Fee .....	375,000
7004-2363	For the purposes of a federally funded grant entitled, Section 8 Administrative Fee Housing Voucher .....	1,648,000
7004-2364	For the purposes of a federally funded grant entitled, Section 8 Administrative Fee Moderate Rehabilitation .....	105,000
7004-2365	For the purposes of a federally funded grant entitled, Section 8 Administrative Fee New Construction .....	535,000
7004-3037	For the purposes of a federally funded grant entitled, Small Cities Community Development Block Grant Program; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies .....	43,243,680
7004-9009	For the purposes of a federally funded grant entitled, Section 8 Substantial Rehabilitation Program; provided, that the department of housing and community development may	

	provide monthly payments in advance to participating agencies .....	9,046,690
7004-9014	For the purposes of a federally funded grant entitled, Section 8 Federal Housing Voucher Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies .....	216,000,000
7004-9019	For the purposes of a federally funded grant entitled, Section 8 Moderate Rehabilitation; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies ....	8,300,000
7004-9020	For the purposes of a federally funded grant entitled, Section 8 New Construction Program; provided, that the department of housing and community development may provide monthly payments in advance to participating agencies .....	6,828,427
7004-9028	For the purposes of a federally funded grant entitled, Home Investment Partnerships; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies .....	14,975,000
7004-9039	For the purposes of a federally funded grant entitled, HOME Technical Assistance .....	150,000
7004-9051	For the purposes of a federally funded grant entitled, Shelter Plus Care-Lowell; provided, that, consistent with applicable federal regulations and the state plan, the department of housing and community development may provide monthly payments in advance to participating agencies ....	25,000

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**DEPARTMENT OF EDUCATION.**

7032-0217	For the purposes of a federally funded grant entitled, Robert C. Byrd Honors Scholarship Program — Distribution .....	750,000
7032-0228	For the purposes of a federally funded grant entitled, Massachusetts AIDS Education Program .....	1,525,000
7035-0166	For the purposes of a federally funded grant entitled, Even Start Family Literacy — Distribution .....	1,000,000
7035-0210	For the purposes of a federally funded grant entitled, Advanced Placement Fee Program .....	155,000
7038-0107	For the purposes of a federally funded grant entitled, Adult Basic Education – Distribution .....	10,450,000
7038-9004	For the purposes of a federally funded grant entitled, School Based Programs Distribution .....	340,000
7043-1001	For the purposes of a federally funded grant entitled, Title I Grants to Local Educational Agencies .....	230,000,000
7043-1002	For the purposes of a federally funded grant entitled, Title I Reading First State Grants .....	8,200,000

7043-1004	For the purposes of a federally funded grant entitled, Migrant Education .....	150,000
7043-1005	For the purposes of a federally funded grant entitled, Title I Neglected and Delinquent Children .....	1,850,000
7043-2001	For the purposes of a federally funded grant entitled, Title II – Teacher Quality .....	50,550,000
7043-2002	For the purposes of a federally funded grant entitled, Title II State and Local Technology Grants .....	4,225,000
7043-2003	For the purposes of a federally funded grant entitled, Title I Math and Science Partnerships .....	2,335,000
7043-3001	For the purposes of a federally funded grant entitled, English Language Acquisition .....	11,500,000
7043-4001	For the purposes of a federally funded grant entitled, Safe and Drug Free Schools and Communities .....	4,100,000
7043-4002	For the purposes of a federally funded grant entitled, After School Learning Centers .....	17,000,000
7043-6001	For the purposes of a federally funded grant entitled, Grants for State Assessments and Related Activities .....	7,708,000
7043-6002	For the purposes of a federally funded grant entitled, Rural And Low-Income Schools .....	121,708
7043-6501	For the purposes of a federally funded grant entitled, Education for Homeless Children/Youth .....	1,995,000
7043-7001	For the purposes of a federally funded grant entitled, Special Education Grants .....	269,000,000
7043-7002	For the purposes of a federally funded grant entitled, Special Education – Early Childhood .....	9,950,000
7043-8001	For the purposes of a federally funded grant entitled, Perkins .....	19,325,000
7043-8002	For the purposes of a federally funded grant entitled, Technical Preparation Education .....	1,649,000
7044-0020	For the purposes of a federally funded grant entitled, New Project Focus .....	1,130,000
7044-0725	For the purposes of a federally funded grant entitled, Title X Homeless Children and Youth .....	940,502
7044-1218	For the purposes of a federally funded grant entitled, Stepping Stones of Technology Innovation .....	197,617
7047-9008	For the purposes of a federally funded grant entitled, Learn and Serve America .....	750,000
7053-2112	For the purposes of a federally funded grant entitled, Special Assistance Funds .....	85,250,000
7053-2117	For the purposes of a federally funded grant entitled, Child Care Program .....	24,950,000
7053-2126	For the purposes of a federally funded grant entitled, Temporary Emergency Food Assistance .....	925,000
7053-2202	For the purposes of a federally funded grant entitled, Special Summer Food Service Program for Children .....	72,350

7053-2266	For the purposes of a federally funded grant entitled, Mass Team Nutrition Grant .....	145,000
7062-0008	For the purposes of a federally funded grant entitled, Office of School Lunch Programs — Child Care Program Administration .....	2,650,000
7062-0017	For the purposes of a federally funded grant entitled, Charter Schools Assistance Distribution .....	2,358,000
7062-0019	For the purposes of a federally funded grant entitled, Career Resource Network State Grant .....	70,000

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**BOARD OF HIGHER EDUCATION.**

7066-1574	For the purposes of a federally funded grant entitled, Improving Teacher Quality Grants .....	1,533,634
7066-6033	For the purposes of a federally funded grant entitled, Gaining Early Awareness and Readiness for Undergraduate Programs .....	3,730,176
7070-0017	For the purposes of a federally funded grant entitled, Leveraging Educational Assistance (LEAP) — Board of Higher Education .....	966,753
7110-6019	For the purposes of a federally funded grant entitled, Upward Bound Payroll and Benefits— Fitchburg State College .....	278,940
7110-6030	For the purposes of a federally funded grant entitled, Expanding Horizons Student Support Services — Fitchburg State College .....	230,000
7110-6048	For the purposes of a federally funded grant entitled, Special Education Personnel Preparation— Fitchburg State College .....	100,000
7116-6224	For the purposes of a federally funded grant entitled, Central Massachusetts Writing Project .....	8,000
7410-3093	For the purposes of a federally funded grant entitled, Polymer Building Construction — University of Massachusetts Amherst .....	1,750,000
7503-6557	For the purposes of a federally funded grant entitled, Trio Talent Search – Bristol Community College .....	168,418
7503-9711	For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — Bristol Community College .....	342,353
7503-9714	For the purposes of a federally funded grant entitled, Upward Bound Program — Bristol Community College .....	125,830
7509-1490	For the purposes of a federally funded grant entitled, Educational Opportunities Centers Payroll — Mount Wachusett Community College .....	149,600
7509-9714	For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — Mount Wachusett Community College .....	242,000

7509-9717	For the purposes of a federally funded grant entitled, Upward Bound Math and Science Program – Mount Wachusett Community College .....	260,000
7509-9718	For the purposes of a federally funded grant entitled, Talent Search — Mount Wachusett Community College .....	195,000
7509-9720	For the purposes of a federally funded grant entitled, Gaining Early Awareness and Readiness for Undergraduate Programs 2011— Mount Wachusett Community College .....	510,000
7511-9711	For the purposes of a federally funded grant entitled, Special Services for Disadvantaged Students — North Shore Community College .....	400,000
7511-9713	For the purposes of a federally funded grant entitled, IAP — Strengthening Institutions Program — North Shore Community College .....	150,000
7511-9740	For the purposes of a federally funded grant entitled, Upward Bound — North Shore Community College .....	300,000
7511-9750	For the purposes of a federally funded grant entitled, Talent Search— North Shore Community College .....	225,000
7518-6127	For the purposes of a federally funded grant entitled, College Work Study Program— Bunker Hill Community College .	280,000

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## EXECUTIVE OFFICE OF PUBLIC SAFETY AND HOMELAND SECURITY.

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### OFFICE OF THE SECRETARY.

8000-4602	For the purposes of a federally funded grant entitled, Delinquency and Prevention Act — Planning .....	150,000
8000-4603	For the purposes of a federally funded grant entitled, Juvenile Justice Delinquency and Prevention Act .....	1,200,000
8000-4608	For the purposes of a federally funded grant entitled, Drug-Free Schools and Communities Act of 1986 .....	1,200,000
8000-4609	For the purposes of a federally funded grant entitled, Narcotics Control Assistance .....	866,000
8000-4610	For the purposes of a federally funded grant entitled, Statistical Analysis Center .....	60,000
8000-4611	For the purposes of a federally funded grant entitled, Byrne Justice Assistance .....	4,000,000
8000-4613	For the purposes of a federally funded grant entitled, Project Safe Neighborhood Anti-Gang Initiative .....	500,000
8000-4614	For the purposes of a federally funded grant entitled, Encourage Arrests Violence to Women .....	1,000,000
8000-4619	For the purposes of a federally funded grant entitled, Title V .	75,000
8000-4620	For the purposes of a federally funded grant entitled, Stop Violence Against Women Formula Grants Program .....	2,000,000

8000-4623	For the purposes of a federally funded grant entitled, Criminal History Improvement .....	50,000
8000-4624	For the purposes of a federally funded grant entitled, Prisoner Substance Abuse Treatment .....	100,000
8000-4692	For the purposes of a federally funded grant entitled, State Homeland Security Program .....	45,000,000
8000-4693	For the purposes of a federally funded grant entitled, Project Safe Neighborhood .....	700,000
8000-4695	For the purposes of a federally funded grant entitled, Homeland Security Buffer Zone Protection .....	2,000,000
8000-4696	For the purposes of a federally funded grant entitled, Transportation Security Grant .....	12,000,000
8000-4697	For the purposes of a federally funded grant entitled, Homeland Security Interoperable Communication .....	8,000,000
8000-4698	For the purposes of a federally funded grant entitled, Highway Safety Initiatives .....	3,000,000
8000-4804	For the purposes of a federally funded grant entitled, State Agency Programs .....	12,000,000
8000-4839	For the purposes of a federally funded grant entitled, Enforcing Underage Drinking Law IV .....	125,000
8000-4840	For the purposes of a federally funded grant entitled, 2006 Enforcing Underage Drinking Laws .....	350,000
8000-4841	For the purposes of a federally funded grant entitled, Fatality Analysis Reporting .....	150,000
8000-6613	For the purposes of a federally funded grant entitled, Juvenile Accountability II .....	775,200

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**DEPARTMENT OF STATE POLICE.**

8100-0200	For the purposes of a federally funded grant entitled, Motor Vehicle Data Quality .....	405,196
8100-0209	For the purposes of a federally funded grant entitled, Region 1 Training Academy Motor Carrier Safety Assistance .....	150,500
8100-0210	For the purposes of a federally funded grant entitled, MCSAP-CVE New Entrant Audit .....	630,213
8100-0217	For the purposes of a federally funded grant entitled, Federal Motor Carrier Safety Assistance .....	2,466,476
8100-0218	For the purposes of a federally funded grant entitled, Federal Motor Carrier Safety (FY09) .....	1,758,595
8100-2058	For the purposes of a federally funded grant entitled, New England State Police Administrator's Conference — Regional Investigation .....	703,335
8100-2638	For the purposes of a federally funded grant entitled, Internet Crimes Against Children .....	250,000
8100-9706	For the purposes of a federally funded grant entitled, Cannabis Eradication Controlled Substance Prosecution DEA Cooperative Agreement .....	39,680

8100-9730	For the purposes of a federally funded grant entitled, Forensic Casework DNA Backlog FFY05 .....	127,332
8100-9733	For the purposes of a federally funded grant entitled, Forensic Casework DNA Backlog .....	267,342
8100-9735	For the purposes of a federally funded grant entitled, Paul Coverdell National Forensic Science Improvement Act FY07 .....	55,200
8100-9736	For the purposes of a federally funded grant entitled, Forensic Casework DNA Backlog .....	140,000
8100-9738	For the purposes of a federally funded grant entitled, Operation Clean Sweep Byrne FY07 .....	440,481
8100-9739	For the purposes of a federally funded grant entitled, Statewide Firearms Intelligence Byrne .....	220,630

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**DEPARTMENT OF FIRE SERVICES.**

8324-1505	For the purposes of a federally funded grant entitled, USFA/NFA State Fire Training Program .....	24,000
8324-9707	For the purposes of a federally funded grant entitled, Underground Storage Tank Registry Program .....	223,969

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**MILITARY DIVISION.**

8700-0006	For the purposes of a federally funded grant entitled, Military Construction Costs in Methuen .....	21,301,000
8700-0302	For the purposes of a federally funded grant entitled, Military Construction Costs in Reading .....	831,499

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**MASSACHUSETTS EMERGENCY MANAGEMENT AGENCY.**

8800-0042	For the purposes of a federally funded grant entitled, Hazardous Materials Transportation Act .....	214,283
8800-0048	For the purposes of a federally funded grant entitled, Flood Mitigation Assistance Program .....	903,631
8800-0087	For the purposes of a federally funded grant entitled, Pre-Disaster Mitigation Competitive Grant .....	2,635,198
8800-1512	For the purposes of a federally funded grant entitled, Hazard Mitigation Program, HMPG for FEMA-DR1512 .....	120,444
8800-1642	For the purposes of a federally funded grant entitled, May 2006 Floods .....	750,000
8800-1701	For the purposes of a federally funded grant entitled, April 2007 Nor'easter .....	5,500,000

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**EXECUTIVE OFFICE OF ELDER AFFAIRS.**


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**OFFICE OF THE SECRETARY.**

9110-1074	For the purposes of a federally funded grant entitled, Older Americans Assistance, Title III and Title VII .....	9,122,198
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9110-1077	For the purposes of a federally funded grant entitled, Older Americans Act, Title III-E, National Family Caregiver Support Program .....	3,673,479
9110-1095	For the purposes of a federally funded grant entitled, Rebalancing Long Term Systems Project .....	676,386
9110-1150	For the purposes of a federally funded grant entitled, Empowering Older People .....	300,000
9110-1173	For the purposes of a federally funded grant entitled, Older Americans Act – Title III Nutrition Program .....	13,936,717
9110-1174	For the purposes of a federally funded grant entitled, Nutrition Services Incentive Program .....	4,056,178
9110-1178	For the purposes of a federally funded grant entitled, Community Service Employment Program .....	1,881,501
9110-0079	For the purposes of a federally funded grant entitled, Performance Outcome Measures Project .....	30,000
9110-2760	For the purposes of a federally funded grant entitled, New England Massachusetts Aging and Disability Resource Center .....	350,000
9110-2761	For the purposes of a federally funded grant entitled, Aging and Disability Resource Center- Center for Medicaid and Medicare Services .....	6,500

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**OFFICE REFUGEES AND IMMIGRATION.**

4003-0801	For the purposes of a federally funded grant entitled, Achieving Self-Sufficiency in a Short Time .....	335,000
4003-0803	For the purposes of a federally funded grant entitled, Refugee School Impact .....	287,500
4003-0804	For the purposes of a federally funded grant entitled, Refugee Targeted Assistance Grant .....	1,156,746
4003-0805	For the purposes of a federally funded grant entitled, Refugee Resettlement Program .....	1,613,552
4003-0806	For the purposes of a federally funded grant entitled, Refugee Cash, Medical, and Administration .....	7,772,792
4003-0810	For the purposes of a federally funded grant entitled, Refugee Agricultural Partnership .....	93,519

1     SECTION 3. Notwithstanding any general or special law to the  
2 contrary, for the fiscal year ending June 30, 2009 the distribution  
3 to cities and towns of the balance of the State Lottery Fund, as  
4 paid by the treasurer from the General Fund in accordance with  
5 clause (c) of the second paragraph of section 35 of chapter 10 of  
6 the General Laws, shall be \$810,875,000 and shall be apportioned  
7 to the cities and towns in accordance with this section.

8       Notwithstanding any general or special law to the contrary,  
9       the total amounts to be distributed and paid to each city and  
10      town from the General Fund Supplement to Hold Harmless  
11      Lottery Aid Fund, as paid by the treasurer in accordance with  
12      section 40, shall be \$124,153,283 and shall be apportioned to  
13      the cities and towns in accordance with this section; provided  
14      further, that said payments shall be considered part of the distri-  
15      bution to cities and towns of the balance of the State Lottery  
16      Fund for the purpose of the definition of “General revenue  
17      sharing aid” in section 2 of chapter 70 of the General Laws.

18      Notwithstanding any general or special law to the contrary,  
19      the total amounts to be distributed and paid to each city and  
20      town from item 0611-5500 of section 2 shall be as set forth in  
21      the following lists. The amounts to be distributed from said item  
22      0611-5500 of said section 2 shall be in full satisfaction of the  
23      amounts due under section 37 of chapter 21 of the General  
24      Laws.

25      Notwithstanding section 2 of chapter 70 of the General Laws  
26      or any other general or special law to the contrary, except for  
27      section 12B of chapter 76 and section 89 of chapter 71 of the  
28      General Laws, for fiscal year 2009 the total amounts to be  
29      distributed and paid to each city and town from item 7061-0008  
30      of section 2 shall be as set forth in the following lists. The speci-  
31      fied amounts to be distributed from said item 7061-0008 of said  
32      section 2 shall be in full satisfaction of the amounts due under  
33      chapter 70 of the General Laws.

34      For fiscal year 2009, the foundation budget categories for  
35      each district shall be calculated in the same manner as in fiscal  
36      year 2008. The target local share shall be calculated using the  
37      same methodology used in fiscal year 2008. Preliminary local  
38      contribution shall be the municipality's fiscal year 2008 mini-  
39      mum required local contribution, increased or decreased by the  
40      municipal revenue growth factor; provided, that if a municipi-  
41      pality's preliminary contribution as a percentage of foundation  
42      is more than 5 percentage points lower than the target local  
43      share, the preliminary contribution shall be recalculated using  
44      the municipality's revenue growth factor plus 1 percentage  
45      point; provided further, that if a municipality's preliminary con-  
46      tribution as a percentage of foundation is more than 10 percent-

47 age points lower than the target local share, the preliminary  
48 contribution shall be recalculated using the municipality's  
49 revenue growth factor plus 2 percentage points. Required local  
50 contributions shall be calculated using the same methodology  
51 used in fiscal year 2008; provided, that in any municipality with a  
52 preliminary contribution higher than its target local contribution,  
53 required local contribution shall be the preliminary local contri-  
54 bution reduced by 33 per cent of the gap between the preliminary  
55 local contribution and the target local contribution. Required  
56 local contribution shall be allocated among the districts to which  
57 a municipality belongs in direct proportion to the foundation bud-  
58 gets for the municipality's pupils at each of those districts.

59 For fiscal year 2009, the "foundation aid increment" shall be  
60 the difference between: (a) the positive difference between a  
61 district's foundation budget and its required district contribution;  
62 and (b) prior year aid. The "down payment aid increment" shall  
63 be 33 per cent of the positive difference between 100 per cent of  
64 a district's target aid share and its prior year chapter 70 aid,  
65 minus the foundation aid increment; provided, that the target aid  
66 share shall be calculated in the same way as in fiscal year 2008  
67 using updated income, equalized valuation and foundation budget  
68 data. The minimum target aid share shall be 17.5 per cent. The  
69 "growth aid increment" shall be equal to (a) the product of the  
70 target aid percentage multiplied by the difference between the  
71 current and prior year foundation budget minus (b) the foundation  
72 aid increment and down payment aid increment. The "minimum  
73 aid increment" shall be equal to (a) \$50 multiplied by the  
74 district's foundation enrollment minus (b) the sum of the founda-  
75 tion aid increment, down payment aid increment and growth aid  
76 increment. In no case shall the foundation aid increment, down-  
77 payment aid increment, growth aid increment, or minimum aid  
78 increment be less than zero.

79 Chapter 70 aid for fiscal year 2009 shall be the sum of prior  
80 year aid plus the foundation aid increment plus the down payment  
81 aid increment, if any, plus the growth increment, if any, plus the  
82 minimum aid increment, if any. No district shall receive chapter  
83 70 aid in an amount greater than the district's foundation budget.  
84 If there is a conflict between the language of this section and the  
85 distribution listed below, the distribution below shall control.

86 The department of education shall not consider health care  
 87 costs for retired teachers to be part of net school spending for any  
 88 district in which such costs were not considered part of net school  
 89 spending in fiscal year 1994.

90 No payments to cities, towns or counties maintaining an agri-  
 91 cultural school pursuant to this section shall be made after  
 92 November 30 of the fiscal year by the state treasurer until he  
 93 receives certification from the commissioner of revenue of the  
 94 commissioner's acceptance of the prior fiscal year's annual finan-  
 95 cial reports submitted pursuant to section 43 of chapter 44 of the  
 96 General Laws. The state treasurer shall make advance payments  
 97 for some or all of periodic local reimbursement or assistance pro-  
 98 grams to any city, town, regional school district or independent  
 99 agricultural and technical school that demonstrates an emergency  
 100 cash shortfall, as certified by the commissioner of revenue and  
 101 approved by the secretary of administration and finance, pursuant  
 102 to guidelines established by the secretary.

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
ABINGTON	7,808,577	0	2,123,221	325,087	2,448,308
ACTON	5,228,141	29,696	1,484,039	227,222	1,711,261
ACUSHNET	6,510,503	23,875	1,615,787	247,394	1,863,181
ADAMS	9,141	35,042	2,148,435	328,947	2,477,382
AGAWAM	16,486,547	0	3,976,245	608,804	4,585,049
ALFORD	0	0	14,564	2,230	16,794
AMESBURY	9,079,191	0	2,099,746	321,493	2,421,239
AMHERST	6,266,707	222,910	8,513,025	1,303,431	9,816,456
ANDOVER	7,467,975	0	1,928,601	295,289	2,223,890
AQUINNAH	0	0	2,521	386	2,907
ARLINGTON	6,229,294	4,491,775	4,293,083	657,315	4,950,398
ASHBURNHAM	0	0	755,093	115,613	870,706
ASHBY	0	0	411,706	63,036	474,742
ASHFIELD	99,291	0	200,377	30,680	231,057
ASHLAND	4,593,982	291,598	1,206,702	184,758	1,391,460
ATHOL	0	4,377	2,464,613	377,358	2,841,971
ATTLEBORO	30,251,302	0	6,157,435	942,766	7,100,201
AUBURN	5,807,803	0	1,848,442	283,015	2,131,457
AVON	880,355	400,636	400,636	61,342	461,978
AYER	4,253,186	44,218	778,730	119,232	897,962
BARNSTABLE	7,744,649	0	2,270,301	347,606	2,617,907

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
BARRE	17,858	0	877,692	134,384	1,012,076
BECKET	81,381	8,580	90,577	13,868	104,445
BEDFORD	3,025,145	484,271	819,014	125,400	944,414
BELCHERTOWN	13,164,100	0	1,836,460	281,181	2,117,641
BELLINGHAM	8,560,993	0	1,831,429	280,411	2,111,840
BELMONT	4,603,815	827,483	1,719,422	263,261	1,982,683
BERKLEY	5,537,165	0	656,712	100,549	757,261
BERLIN	539,078	0	217,605	33,318	250,923
BERNARDSTON	0	0	306,124	46,871	352,995
BEVERLY	7,254,770	2,452,442	4,176,202	639,419	4,815,621
BILLERICA	17,465,958	2,349,321	4,247,616	650,354	4,897,970
BLACKSTONE	127,344	0	1,291,572	197,753	1,489,325
BLANDFORD	45,414	0	136,166	20,849	157,015
BOLTON	5,769	0	213,098	32,628	245,726
BOSTON	221,422,839	164,211,152	62,079,987	9,505,083	71,585,070
BOURNE	5,049,097	352,555	1,276,459	195,439	1,471,898
BOXBOROUGH	1,394,863	0	272,260	41,686	313,946
BOXFORD	1,653,884	36,411	493,108	75,500	568,608
BOYLSTON	460,908	0	369,704	56,605	426,309
BRAINTREE	9,517,288	3,378,041	3,246,720	497,106	3,743,826
BREWSTER	957,078	0	426,164	65,250	491,414
BRIDGEWATER	85,768	0	3,456,202	529,180	3,985,382
BRIMFIELD	1,190,971	0	420,808	64,430	485,238
BROCKTON	128,909,020	4,310,392	18,861,064	2,887,822	21,748,886
BROOKFIELD	1,369,987	0	532,912	81,594	614,506
BROOKLINE	7,473,142	3,497,741	3,819,234	584,764	4,403,998
BUCKLAND	0	0	298,609	45,720	344,329
BURLINGTON	5,524,388	1,386,400	1,624,269	248,692	1,872,961
CAMBRIDGE	9,316,701	17,956,060	7,615,265	1,165,975	8,781,240
CANTON	3,760,236	878,002	1,553,135	237,801	1,790,936
CARLISLE	851,812	14,729	223,998	34,296	258,294
CARVER	10,319,108	0	1,576,731	241,414	1,818,145
CHARLEMONT	143,418	0	188,665	28,886	217,551
CHARLTON	0	0	1,400,782	214,474	1,615,256
CHATHAM	699,107	0	162,435	24,871	187,306
CHELMSFORD	9,432,005	2,535,342	3,279,476	502,122	3,781,598
CHELSEA	50,797,335	3,396,864	5,918,634	906,204	6,824,838
CHESHIRE	316,850	0	607,454	93,007	700,461
CHESTER	133,451	0	194,318	29,752	224,070
CHESTERFIELD	129,211	0	149,018	22,816	171,834
CHICOPEE	48,081,058	1,195,616	11,391,855	1,744,210	13,136,065
CHILMARK	0	0	4,047	620	4,667
CLARKSBURG	1,723,370	13,114	381,264	58,375	439,639
CLINTON	11,212,718	175,517	2,388,550	365,711	2,754,261
COHASSET	1,788,815	166,099	411,254	62,967	474,221

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
COLRAIN	0	0	275,354	42,159	317,513
CONCORD	2,154,784	383,959	919,155	140,732	1,059,887
CONWAY	638,732	0	192,895	29,534	222,429
CUMMINGTON	70,568	0	90,039	13,786	103,825
DALTON	218,598	0	1,088,076	166,596	1,254,672
DANVERS	4,601,706	1,118,972	2,103,687	322,096	2,425,783
DARTMOUTH	9,683,685	0	2,720,814	416,585	3,137,399
DEDHAM	3,935,816	1,550,298	2,185,091	334,560	2,519,651
DEERFIELD	1,106,598	0	518,401	79,373	597,774
DENNIS	0	0	587,807	89,999	677,806
DEVENS	328,000	0	0	0	0
DIGHTON	0	0	750,161	114,857	865,018
DOUGLAS	8,066,226	0	787,657	120,598	908,255
DOVER	648,415	0	207,623	31,789	239,412
DRACUT	17,410,464	0	3,781,642	579,008	4,360,650
DUDLEY	0	0	1,666,009	255,083	1,921,092
DUNSTABLE	0	30,076	224,728	34,408	259,136
DUXBURY	4,341,487	0	956,721	146,484	1,103,205
E. BRIDGEWATER	10,896,226	0	1,615,582	247,362	1,862,944
E. BROOKFIELD	95,548	0	291,291	44,600	335,891
E. LONGMEADOW	8,324,121	0	1,562,302	239,204	1,801,506
EASTHAM	340,536	0	160,802	24,620	185,422
EASTHAMPTON	8,158,515	108,874	2,939,329	450,042	3,389,371
EASTON	9,794,246	0	2,363,583	361,889	2,725,472
EDGARTOWN	455,629	28,507	47,174	7,223	54,397
EGREMONT	0	0	68,100	10,427	78,527
ERVING	413,092	13,150	61,140	9,361	70,501
ESSEX	0	33,828	234,921	35,969	270,890
EVERETT	33,919,780	4,084,357	3,914,642	599,372	4,514,014
FAIRHAVEN	7,657,403	391,434	2,094,396	320,674	2,415,070
FALL RIVER	93,641,102	2,290,951	23,734,037	3,633,925	27,367,962
FALMOUTH	5,224,411	0	1,496,353	229,107	1,725,460
FITCHBURG	41,150,295	214,811	9,024,551	1,381,751	10,406,302
FLORIDA	516,835	0	53,723	8,226	61,949
FOXBOROUGH	8,462,796	0	1,607,662	246,150	1,853,812
FRAMINGHAM	17,135,878	4,697,500	6,664,432	1,020,393	7,684,825
FRANKLIN	28,726,706	0	2,666,957	408,338	3,075,295
FREETOWN	1,546,895	0	1,024,891	156,921	1,181,812
GARDNER	19,135,945	120,747	4,468,972	684,245	5,153,217
GEORGETOWN	4,444,922	52,998	727,229	111,346	838,575
GILL	0	0	229,543	35,145	264,688
GLOUCESTER	6,204,130	1,923,054	2,642,985	404,668	3,047,653
GOSHEN	102,159	0	86,346	13,220	99,566
GOSNOLD	17,447	1,962	563	86	649

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
GRAFTON	8,180,814	0	1,687,603	258,389	1,945,992
GRANBY	4,732,473	0	952,996	145,913	1,098,909
GRANVILLE	1,344,685	0	173,046	26,495	199,541
GREAT BARRINGTON	0	0	819,120	125,416	944,536
GREENFIELD	9,734,728	0	3,426,642	524,654	3,951,296
GROTON	0	0	830,706	127,190	957,896
GROVELAND	0	0	687,260	105,227	792,487
HADLEY	790,348	138,341	369,882	56,633	426,515
HALIFAX	2,643,129	0	979,766	150,012	1,129,778
HAMILTON	0	42,887	656,812	100,565	757,377
HAMPDEN	0	0	676,114	103,520	779,634
HANCOCK	205,303	17,638	45,643	6,988	52,631
HANOVER	6,004,648	1,326,394	1,136,124	173,952	1,310,076
HANSON	11,943	0	1,264,731	193,643	1,458,374
HARDWICK	0	3,228	434,673	66,553	501,226
HARVARD	1,787,958	55,090	1,550,631	237,417	1,788,048
HARWICH	1,871,266	0	464,916	71,183	536,099
HATFIELD	812,018	0	336,777	51,564	388,341
HAVERHILL	36,078,018	2,503,145	8,437,205	1,291,823	9,729,028
HAWLEY	11,668	12,924	35,502	5,436	40,938
HEATH	0	0	84,583	12,950	97,533
HINGHAM	4,850,597	334,151	1,413,614	216,439	1,630,053
HINSDALE	111,270	0	228,618	35,004	263,622
HOLBROOK	4,956,102	4,757	1,588,423	243,204	1,831,627
HOLDEN	0	0	1,849,290	283,145	2,132,435
HOLLAND	889,479	0	217,849	33,355	251,204
HOLLISTON	6,879,932	412,300	1,313,876	201,168	1,515,044
HOLYOKE	67,779,308	606,646	10,435,570	1,597,793	12,033,363
HOPEDALE	6,268,494	0	703,802	107,759	811,561
HOPKINTON	5,788,652	120,287	743,552	113,845	857,397
HUBBARDSTON	8,587	0	432,746	66,258	499,004
HUDSON	8,415,317	0	2,152,286	329,537	2,481,823
HULL	3,891,843	1,388,549	1,083,188	165,847	1,249,035
HUNTINGTON	218,880	0	356,332	54,558	410,890
IPSWICH	2,550,997	775,432	1,060,088	162,310	1,222,398
KINGSTON	3,890,145	0	1,035,980	158,619	1,194,599
LAKEVILLE	2,437,801	0	883,125	135,215	1,018,340
LANCASTER	0	0	893,497	136,803	1,030,300
LANESBOROUGH	861,902	0	372,314	57,005	429,319
LAWRENCE	136,055,235	190,699	21,026,845	3,219,426	24,246,271
LEE	2,067,656	0	672,180	102,918	775,098
LEICESTER	9,911,439	0	1,874,033	286,934	2,160,967
LENOX	1,219,373	72,146	512,735	78,505	591,240
LEOMINSTER	40,477,387	11,693	6,167,107	944,247	7,111,354

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid		Total Lottery
			Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	
LEVERETT	287,813	0	192,655	29,498	222,153
LEXINGTON	7,601,057	0	1,654,143	253,266	1,907,409
LEYDEN	0	0	88,049	13,481	101,530
LINCOLN	774,506	292,012	481,547	73,730	555,277
LITTLETON	3,017,400	164,924	624,195	95,571	719,766
LONGMEADOW	4,429,510	0	1,507,949	230,882	1,738,831
LOWELL	119,881,735	6,340,746	21,687,224	3,320,537	25,007,761
LUDLOW	12,688,709	0	3,297,199	504,835	3,802,034
LUNENBURG	4,620,790	0	1,141,383	174,757	1,316,140
LYNN	117,607,718	9,477,523	15,946,455	2,441,566	18,388,021
LYNNFIELD	4,095,804	362,288	808,342	123,766	932,108
MALDEN	41,237,571	5,586,730	8,696,298	1,331,493	10,027,791
MANCHESTER	0	0	240,028	36,751	276,779
MANSFIELD	17,263,411	725,040	1,778,774	272,348	2,051,122
MARBLEHEAD	4,903,471	39,403	1,194,906	182,952	1,377,858
MARION	465,310	0	243,539	37,288	280,827
MARLBOROUGH	11,626,039	2,728,327	3,509,376	537,321	4,046,697
MARSHFIELD	14,624,362	202,756	2,162,341	331,077	2,493,418
MASHPEE	4,527,865	0	397,103	60,801	457,904
MATTAPOISETT	568,024	0	437,452	66,978	504,430
MAYNARD	3,263,163	586,886	1,186,706	181,697	1,368,403
MEDFIELD	6,058,209	744,614	918,834	140,683	1,059,517
MEDFORD	11,681,327	6,432,448	7,209,945	1,103,916	8,313,861
MEDWAY	9,230,437	187,002	1,154,624	176,785	1,331,409
MELROSE	7,541,739	2,704,187	3,190,170	488,448	3,678,618
MENDON	27,663	0	441,076	67,533	508,609
MERRIMAC	0	0	785,896	120,329	906,225
METHUEN	37,369,988	163,026	5,727,102	876,878	6,603,980
MIDDLEBOROUGH	17,185,388	0	2,661,068	407,437	3,068,505
MIDDLEFIELD	17,650	0	57,379	8,785	66,164
MIDDLETON	1,598,957	126,570	480,794	73,615	554,409
MILFORD	14,245,479	0	3,296,696	504,758	3,801,454
MILLBURY	6,956,660	0	1,911,265	292,634	2,203,899
MILLIS	3,565,161	320,940	851,702	130,404	982,106
MILLVILLE	43,194	0	385,261	58,988	444,249
MILTON	4,786,872	1,245,145	2,388,246	365,665	2,753,911
MONROE	89,564	13,927	7,769	1,189	8,958
MONSON	7,708,640	0	1,408,931	215,722	1,624,653
MONTAGUE	6,507	0	1,364,557	208,928	1,573,485
MONTEREY	0	12,538	37,067	5,675	42,742
MONTGOMERY	19,446	0	88,560	13,559	102,119
MOUNT WASHINGTON	34,839	33,286	3,489	534	4,023
NAHANT	475,089	125,393	299,072	45,791	344,863
NANTUCKET	1,438,148	0	85,517	13,094	98,611

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
NATICK	5,843,990	1,942,474	2,428,369	371,808	2,800,177
NEEDHAM	6,118,846	205,993	1,705,544	261,136	1,966,680
NEW ASHFORD	166,015	7,313	15,581	2,386	17,967
NEW BEDFORD	110,955,531	716,255	24,207,708	3,706,449	27,914,157
NEW BRAINTREE	0	0	128,668	19,700	148,368
NEW MARLBOROUGH	0	0	63,211	9,678	72,889
NEW SALEM	0	0	110,683	16,947	127,630
NEWBURY	0	0	490,314	75,072	565,386
NEWBURYPORT	3,388,114	1,380,057	1,555,935	238,230	1,794,165
NEWTON	14,460,608	1,377,012	5,148,710	788,320	5,937,030
NORFOLK	3,486,975	0	1,035,062	158,479	1,193,541
NORTH ADAMS	14,464,725	185,853	4,627,279	708,484	5,335,763
NORTH ANDOVER	5,551,977	120,549	2,107,405	322,665	2,430,070
NORTH ATTLEBOROUGH	21,050,700	0	3,105,234	475,443	3,580,677
NORTH BROOKFIELD	4,451,604	0	860,039	131,681	991,720
NORTH READING	6,170,866	945,499	1,096,475	167,882	1,264,357
NORTHAMPTON	7,376,359	577,922	4,242,771	649,612	4,892,383
NORTHBOROUGH	3,347,474	61,111	1,150,939	176,221	1,327,160
NORTHBRIDGE	14,256,878	3,071	2,275,644	348,424	2,624,068
NORTHFIELD	0	0	341,668	52,313	393,981
NORTON	13,094,617	0	2,243,284	343,470	2,586,754
NORWELL	2,778,831	541,079	687,802	105,309	793,111
NORWOOD	5,183,560	2,665,880	2,708,514	414,701	3,123,215
OAK BLUFFS	661,462	0	78,496	12,018	90,514
OAKHAM	80,415	0	207,077	31,706	238,783
ORANGE	5,516,748	2,115	1,742,469	266,790	2,009,259
ORLEANS	256,162	0	185,398	28,386	213,784
OTIS	0	0	39,258	6,011	45,269
OXFORD	9,416,524	0	2,219,385	339,811	2,559,196
PALMER	11,225,832	0	2,164,580	331,419	2,495,999
PAXTON	0	0	504,288	77,212	581,500
PEABODY	20,118,092	3,140,276	5,067,896	775,947	5,843,843
PELHAM	233,169	0	171,807	26,305	198,112
PEMBROKE	12,449,176	0	1,814,338	277,794	2,092,132
PEPPERELL	8,877	0	1,380,243	211,329	1,591,572
PERU	91,528	0	120,192	18,403	138,595
PETERSHAM	451,377	0	123,738	18,945	142,683
PHILLIPSTON	0	4,386	188,598	28,876	217,474
PITTSFIELD	35,756,340	880,284	8,555,511	1,309,937	9,865,448
PLAINFIELD	54,235	0	54,149	8,291	62,440
PLAINVILLE	2,687,691	0	818,839	125,373	944,212
PLYMOUTH	21,376,068	0	4,229,280	647,546	4,876,826
PLYMPTON	594,336	0	256,062	39,206	295,268
PRINCETON	0	0	319,569	48,929	368,498

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
PROVINCETOWN	278,151	22,181	130,058	19,913	149,971
QUINCY	16,126,667	11,567,002	10,578,453	1,619,670	12,198,123
RANDOLPH	12,185,588	1,825,854	4,026,799	616,544	4,643,343
RAYNHAM	0	0	1,227,334	187,918	1,415,252
READING	9,264,215	1,534,901	2,167,997	331,943	2,499,940
REHOBOTH	0	0	1,013,024	155,104	1,168,128
REVERE	33,590,732	5,334,444	6,476,715	991,651	7,468,366
RICHMOND	356,276	0	116,772	17,879	134,651
ROCHESTER	1,634,188	0	458,417	70,188	528,605
ROCKLAND	10,359,483	394,336	2,511,335	384,511	2,895,846
ROCKPORT	1,370,912	0	472,285	72,312	544,597
ROWE	72,924	0	4,252	651	4,903
ROWLEY	0	114,232	483,811	74,077	557,888
ROYALSTON	0	0	173,785	26,608	200,393
RUSSELL	179,065	0	263,112	40,285	303,397
RUTLAND	10,197	0	883,378	135,254	1,018,632
SALEM	14,371,186	3,298,731	4,584,849	701,988	5,286,837
SALISBURY	0	0	681,974	104,417	786,391
SANDISFIELD	0	0	37,402	5,727	43,129
SANDWICH	6,873,318	88,406	1,139,865	174,525	1,314,390
SAUGUS	4,191,423	1,784,087	2,412,605	369,395	2,782,000
SAVOY	527,277	13,801	113,091	17,315	130,406
SCITUATE	5,208,715	875,037	1,412,437	216,259	1,628,696
SEEKONK	4,605,053	0	1,328,179	203,358	1,531,537
SHARON	6,964,282	62,495	1,456,723	223,039	1,679,762
SHEFFIELD	14,760	11,938	252,597	38,675	291,272
SHELBURNE	0	0	279,810	42,842	322,652
SHERBORN	538,802	20,951	215,624	33,014	248,638
SHIRLEY	4,484,574	185,558	1,255,183	192,181	1,447,364
SHREWSBURY	18,866,811	298,861	2,747,474	420,666	3,168,140
SHUTESBURY	616,453	0	183,035	28,025	211,060
SOMERSET	5,372,323	0	1,655,450	253,466	1,908,916
SOMERVILLE	20,597,265	16,219,924	12,055,660	1,845,845	13,901,505
SOUTH HADLEY	7,665,297	20,214	2,801,393	428,922	3,230,315
SOUTHAMPTON	2,614,089	0	687,738	105,300	793,038
SOUTHBOROUGH	2,861,518	0	472,081	72,280	544,361
SOUTHBRIDGE	16,282,624	0	3,797,171	581,386	4,378,557
SOUTHWICK	0	0	1,229,576	188,261	1,417,837
SPENCER	0	0	2,109,599	323,001	2,432,600
SPRINGFIELD	262,734,913	1,829,496	39,273,767	6,013,217	45,286,984
STERLING	0	0	742,383	113,666	856,049
STOCKBRIDGE	0	0	107,589	16,473	124,062
STONEHAM	3,532,166	2,028,958	2,251,812	344,776	2,596,588
STOUGHTON	12,759,783	103,134	3,366,896	515,506	3,882,402
STOW	0	6,974	448,322	68,643	516,965

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
STURBRIDGE	2,061,613	0	836,218	128,033	964,251
SUDBURY	4,367,981	641,561	954,514	146,146	1,100,660
SUNDERLAND	891,346	0	545,541	83,528	629,069
SUTTON	5,496,292	0	842,550	129,003	971,553
SWAMPSCOTT	2,701,925	352,328	1,091,550	167,128	1,258,678
SWANSEA	4,735,383	0	2,027,210	310,387	2,337,597
TAUNTON	45,146,596	0	9,078,133	1,389,955	10,468,088
TEMPLETON	0	0	1,307,638	200,213	1,507,851
TEWKSBURY	13,139,908	0	3,004,066	459,953	3,464,019
TISBURY	410,255	0	105,837	16,205	122,042
TOLLAND	0	9,864	9,650	1,477	11,127
TOPSFIELD	1,105,893	253,284	442,377	67,733	510,110
TOWNSEND	8,704	0	1,261,350	193,126	1,454,476
TRURO	264,595	0	32,471	4,972	37,443
TYNGSBOROUGH	7,502,677	0	1,043,082	159,707	1,202,789
TYRINGHAM	37,969	0	13,703	2,098	15,801
UPTON	24,535	0	528,594	80,933	609,527
UXBRIDGE	9,646,402	0	1,485,136	227,389	1,712,525
WAKEFIELD	4,868,148	1,438,080	2,389,038	365,786	2,754,824
WALES	698,579	0	254,937	39,034	293,971
WALPOLE	7,504,424	883,775	1,984,388	303,830	2,288,218
WALTHAM	7,619,002	5,458,868	5,630,683	862,115	6,492,798
WARE	8,166,339	15,257	1,850,192	283,283	2,133,475
WAREHAM	12,491,866	0	2,135,501	326,967	2,462,468
WARREN	71,661	0	847,904	129,823	977,727
WARWICK	0	28,890	97,670	14,954	112,624
WASHINGTON	11,943	23,752	71,998	11,024	83,022
WATERTOWN	3,486,296	4,427,251	3,053,794	467,567	3,521,361
WAYLAND	3,389,954	280,373	732,505	112,154	844,659
WEBSTER	9,199,351	62,006	2,618,621	400,938	3,019,559
WELLESLEY	6,518,222	96,838	1,314,235	201,223	1,515,458
WELLFLEET	157,726	0	63,088	9,659	72,747
WENDELL	0	25,534	158,467	24,263	182,730
WENHAM	0	139,794	341,098	52,226	393,324
W. BOYLSTON	3,023,114	67,754	801,213	122,674	923,887
W. BRIDGEWATER	2,226,304	47,212	664,864	101,798	766,662
W. BROOKFIELD	214,017	0	512,575	78,481	591,056
W. NEWBURY	0	0	303,647	46,491	350,138
W. SPRINGFIELD	17,723,986	0	3,868,315	592,279	4,460,594
W. STOCKBRIDGE	0	0	104,945	16,068	121,013
W. TISBURY	0	182,434	39,094	5,986	45,080
WESTBOROUGH	4,432,684	145,058	1,124,964	172,243	1,297,207
WESTFIELD	34,043,025	0	6,794,748	1,040,346	7,835,094
WESTFORD	15,630,525	895,514	1,517,187	232,297	1,749,484
WESTHAMPTON	420,422	0	156,403	23,947	180,350

Municipality	7061-0008 Chapter 70	0611-5500 Additional Assistance	Lottery Aid Funded through Lottery Revenues	General Fund Supplement to Hold Harmless Lottery Aid	Total Lottery
WESTMINSTER	0	0	695,629	106,508	802,137
WESTON	2,608,444	0	403,737	61,816	465,553
WESTPORT	4,478,373	0	1,313,148	201,057	1,514,205
WESTWOOD	3,547,941	36,263	755,991	115,750	871,741
WEYMOUTH	24,326,465	2,424,084	7,309,208	1,119,115	8,428,323
WHATELY	246,385	0	144,850	22,178	167,028
WHITMAN	119,435	0	2,260,011	346,031	2,606,042
WILBRAHAM	0	0	1,448,849	221,834	1,670,683
WILLIAMSBURG	432,416	0	326,774	50,033	376,807
WILLIAMSTOWN	965,143	0	1,030,496	157,779	1,188,275
WILMINGTON	9,957,492	1,254,452	1,595,997	244,363	1,840,360
WINCHENDON	10,861,118	25,366	1,793,833	274,654	2,068,487
WINCHESTER	5,209,589	344,404	1,298,293	198,782	1,497,075
WINDSOR	50,341	28,020	82,451	12,624	95,075
WINTHROP	5,184,551	2,287,531	2,566,405	392,943	2,959,348
WOBURN	6,708,151	3,586,952	3,351,079	513,085	3,864,164
WORCESTER	180,493,947	11,809,090	34,612,898	5,299,590	39,912,488
WORTHINGTON	72,731	0	135,577	20,758	156,335
WRENTHAM	3,814,719	0	1,006,293	154,074	1,160,367
YARMOUTH	2,607	0	1,362,759	208,652	1,571,411
<b>Regional Total</b>	<b>640,333,651</b>	<b>378,517,988</b>	<b>810,875,000</b>	<b>124,153,283</b>	<b>935,028,283</b>
<b>Total</b>	<b>3,948,824,061</b>				

<b>Regional School</b>	<b>7061-0008 Chapter 70</b>
ACTON BOXBOROUGH	6,852,830
ADAMS CHESHIRE	10,464,212
AMHERST PELHAM	9,883,632
ASHBURNHAM WESTMINSTER	10,333,667
ASSABET VALLEY	2,994,328
ATHOL ROYALSTON	18,293,920
BERKSHIRE HILLS	2,864,582
BERLIN BOYLSTON	939,819
BLACKSTONE MILLVILLE	11,330,629
BLACKSTONE VALLEY	7,222,279
BLUE HILLS	4,117,441
BRIDGEWATER RAYNHAM	21,612,939
BRISTOL COUNTY	3,078,101
BRISTOL PLYMOUTH	9,326,406
CAPE COD	2,178,249
CENTRAL BERKSHIRE	8,930,319
CHESTERFIELD GOSHEN	772,802
CONCORD CARLISLE	1,925,396
DENNIS YARMOUTH	6,902,694
DIGHTON REHOBOTH	13,142,953
DOVER SHERBORN	1,465,508
DUDLEY CHARLTON	24,412,589
ESSEX COUNTY	4,314,850
FARMINGTON RIVER	414,256
FRANKLIN COUNTY	3,523,598
FREETOWN LAKEVILLE	7,565,074
FRONTIER	2,915,581
GATEWAY	5,986,331
GILL MONTAGUE	6,433,023
GREATER FALL RIVER	14,555,488
GREATER LAWRENCE	21,416,909
GREATER LOWELL	21,032,322
GREATER NEW BEDFORD	22,190,981
GROTON DUNSTABLE	11,080,035
HAMILTON WENHAM	3,506,180
HAMPDEN WILBRAHAM	11,749,844
HAMPSHIRE	3,066,174
HAWLEMONT	650,788
KING PHILIP	7,572,964
LINCOLN SUDBURY	2,522,250
MANCHESTER ESSEX	1,718,411
MARTHAS VINEYARD	2,901,535
MASCONOMET	5,052,267
MENDON UPTON	12,546,934
MINUTEMAN	2,295,103
MOHAWK TRAIL	6,262,133
MONTACHUSETT	12,300,386
MOUNT GREYLOCK	1,776,889

<b>Regional School</b>	<b>7061-0008 Chapter 70</b>
NARRAGANSETT	10,356,119
NASHOBA	6,605,746
NASHOBA VALLEY	2,903,060
NAUSET	3,453,823
NEW SALEM WENDELL	669,769
NORFOLK COUNTY	1,024,400
NORTH MIDDLESEX	21,025,248
NORTH SHORE	1,649,764
NORTHAMPTON SMITH	954,661
NORTHBORO SOUTHBORO	2,920,581
NORTHEAST METROPOLITAN	7,766,451
NORTHERN BERKSHIRE	4,393,857
OLD COLONY	3,383,947
OLD ROCHESTER	2,112,657
PATHFINDER	5,113,578
PENTUCKET	13,496,924
PIONEER	4,281,429
QUABBIN	17,325,703
QUABOAG	8,505,385
RALPH C. MAHAR	5,664,360
SHAWSHEEN VALLEY	5,485,056
SILVER LAKE	6,954,999
SOUTH MIDDLESEX	2,600,949
SOUTH SHORE	3,734,822
SOUTHEASTERN	12,045,030
SOUTHERN BERKSHIRE	1,939,087
SOUTHERN WORCESTER	9,238,460
SOUTHWICK TOLLAND	8,380,674
SPENCER EAST BROOKFIELD	14,268,534
TANTASQUA	8,066,079
TRI COUNTY	5,427,668
TRITON	8,743,809
UPISLAND	842,524
UPPER CAPE COD	3,070,139
WACHUSETT	21,928,787
WHITMAN HANSON	23,979,759
WHITTIER	5,624,212
<b>Regional Total</b>	<b>640,333,651</b>

1 SECTION 4. Section 35X of chapter 10 of the General Laws,  
2 as appearing in the 2006 Official Edition, is hereby amended by  
3 striking out, in lines 22 to 24, inclusive, the words “and that total  
4 not more than 20 per cent of the department’s expenditures related  
5 to health board licensing for the previous fiscal year”

1 SECTION 5. Said section 35X of said chapter 10, as so appear-  
2 ing, is hereby further amended by adding the following sub-  
3 section:—

4 (d) Notwithstanding any general or special law to the contrary,  
5 the total amount of any new fee and any increase in the fee in  
6 effect after the fee increases authorized pursuant to subsection (c)  
7 for obtaining or renewing a license, certificate, registration,  
8 permit or authority issued by a board within the department of  
9 public health, excluding the board of registration in medicine,  
10 adopted by the secretary of administration and finance, following  
11 a public hearing, shall be deposited in the fund.

1 SECTION 6. Section 35CC of said chapter 10 of the General  
2 Laws, as so appearing, is hereby amended by inserting after the  
3 word “purposes, in line 12 the following words:— and for  
4 expenses related to the administration of the fund; provided, how-  
5 ever, that said administrative expenses shall not exceed \$75,000  
6 annually.

1 SECTION 7. Section 12F of chapter 25 of the General Laws, as  
2 so appearing, is hereby amended by adding the following para-  
3 graph:—

4 The commission may make an assessment against each railroad  
5 corporation or railway company under the jurisdictional control of  
6 the department, based upon the intrastate operating revenues as  
7 shown in the annual report of each such company to the depart-  
8 ment. Said assessments shall be made at a rate sufficient to collect  
9 a maximum of \$500,000 annually, as shall be determined and cer-  
10 tified annually by the commission as sufficient to reimburse the  
11 commonwealth for funds appropriated by the general court for  
12 costs incurred by the transportation division related to railroad  
13 bridge inspections pursuant to section 83 of chapter 159, including  
14 administrative costs and for the cost of fringe benefits as estab-

15 lished by the commissioner of administration pursuant to section  
16 5D of chapter 29, including group life and health insurance, retire-  
17 ment benefits, paid vacations, holidays and sick leave. The funds  
18 may be used to compensate consultants in hearings on petitions  
19 filed by companies subject to assessment under this section and  
20 for consultants for the purpose of railroad bridge inspections.  
21 Each company shall pay the amount assessed against it within 30  
22 days after the date of the notice of assessment from the depart-  
23 ment. Such assessments shall be collected by the department and  
24 credited to the General Fund. Any funds unexpended in any fiscal  
25 year for the purposes for which such assessments were made shall  
26 be credited against the assessment to be made in the following  
27 fiscal year and the assessment in the following fiscal year shall be  
28 reduced by any such unexpended amount.

1 SECTION 10. Section 15 of chapter 60 of the General Laws, as  
2 so appearing, is hereby amended by striking out, in line 5, the  
3 words “five dollars” and inserting in place thereof the following  
4 words:— not more than \$30.

1 SECTION 10A. chapter 62 of the General Laws, as so appear-  
2 ing, is hereby amended in the second sentence of subsection (i) of  
3 section 6 by striking out, in line 6, the word “five” and inserting  
4 in place thereof the following figure:— 6.

1 SECTION 11. Chapter 62B of the General Laws is hereby  
2 amended by inserting after section 13 the following section:—

3 Section 13A. The commissioner may require a nonresident tax-  
4 payer, or a person paying, crediting or allocating an amount to a  
5 nonresident taxpayer, to estimate and pay, on or before the time of  
6 sale, the income tax liability on the gain from the sale or transfer  
7 of real property in the commonwealth. The commissioner may  
8 require a minimum estimated tax payment and may require pay-  
9 ment on or before the date of receipt of income. The commis-  
10 sioner shall issue regulations governing the administration of this  
11 section; provided however; that said regulations shall, without  
12 limitation define the terms real property and nonresident taxpayer.  
13 Upon sale, transfer or disposition of real property, a lien in the  
14 amount of any required estimated payment shall arise with regard

15 to the property, to the extent provided by regulation, if such a  
16 required estimated tax payment is not timely made.

1 SECTION 12. Section 16 of chapter 62C of the General Laws,  
2 as appearing in the 2006 Official Edition, is hereby amended by  
3 inserting after subsection (c) the following subsection:—

4 (c½) Every licensee under section 7B of chapter 64C shall, on  
5 or before the twentieth day of each calendar month, or on or  
6 before the twentieth day of the month following each calendar  
7 quarter, as the commissioner shall require, file with the commis-  
8 sioner a return for each place of business maintained, stating the  
9 quantity of cigars and smoking tobacco sold by such licensee in  
10 the commonwealth during the preceding calendar month or quar-  
11 ter, as the case may be, and such return shall contain or be accom-  
12 panied by such further information as the commissioner shall  
13 require. If a licensee ceases to sell cigars and smoking tobacco  
14 within the commonwealth he shall immediately file with the com-  
15 missioner such a return for the period ending with such cessation.

1 SECTION 13. Section 33 of said chapter 62C, as so appearing,  
2 is hereby amended by striking out, in line 11 and line 19, the  
3 words “one-half of”.

1 SECTION 14. Section 47A of said chapter 62C, as so appear-  
2 ing, is hereby amended by striking out paragraph (d) and inserting  
3 in place thereof the following 2 paragraphs:—

4 (d) If the commissioner determines from the information fur-  
5 nished pursuant to paragraphs (a), (b) and (c), or otherwise, that  
6 any person who holds a license or certificate of authority issued  
7 by any such agency or who has agreed to furnish goods, services  
8 or real estate space to any such agency has neglected or refused to  
9 file any returns or to pay any tax required under this chapter and  
10 that such person has not filed in good faith a pending application  
11 for abatement of such tax or a pending petition before the appel-  
12 late tax board contesting such tax or entered a payment agreement  
13 with which the taxpayer is fully compliant, or has been penalized  
14 pursuant to section 9 of chapter 62E for failure to comply with the  
15 provisions of said chapter 62E relating to reporting of employees  
16 and contractors, or has been penalized pursuant to paragraph (3)

17 of subsection (f) of section 12 of chapter 119A for failure to  
18 comply with the provisions of said chapter 119A relating to with-  
19 holding and remitting child support, the commissioner shall so  
20 notify such agency and such person in writing. Upon the written  
21 request of the commissioner, the agency, department, board, com-  
22 mission, division, authority, district or other agency of the com-  
23 monwealth, shall promptly revoke or suspend that license or  
24 certificate of authority. Any license or certificate of authority sus-  
25 pended or revoked under this section shall not be reissued or  
26 renewed until the agency receives a certificate issued by the com-  
27 missioner that the licensee is in good standing with respect to all  
28 returns due and taxes payable to the commissioner as of the date  
29 of issuance of the certificate, including all taxes and returns refer-  
30 enced in the initial notification or, if the licensee has been penal-  
31 ized for failure to comply with the provisions relating to reporting  
32 of employees and contractors under chapter 62E or withholding  
33 and remitting child support under chapter 119A, a certificate  
34 issued by the commissioner that the licensee is in compliance with  
35 those provisions.

36 (e) Where a license revocation, suspension or non-renewal is  
37 based upon nonpayment of an assessed tax administered under  
38 this chapter, the licensee's sole right of appeal and to a hearing  
39 shall be pursuant to and within the time limitations of this chapter  
40 and not pursuant to chapter 30A. The commissioner shall give the  
41 licensee not less than 30 days notice of any proposed action,  
42 during which the licensee may enter into a payment agreement  
43 with the commissioner under mutually agreeable terms or may file  
44 a good faith abatement application within the time periods deter-  
45 mined under section 37. Such an abatement application shall stay  
46 a proposed license revocation, suspension, or non-renewal until  
47 the amount of disputed tax due is finally determined. A licensee  
48 who is beyond the time limitations in section 37 but who disputes  
49 that he is liable for the assessment and is unable to resolve that  
50 issue with the commissioner during the 30-day period may appeal  
51 the proposed revocation, suspension or non-renewal by filing a  
52 civil action under section 14 of chapter 30A. The scope of this  
53 appeal shall be limited to assertions of mistake or verification of  
54 payments made and shall not include determination or redetermi-  
55 nation of the proper amount of tax assessed or any other issues

56 appropriately raised through a timely filed abatement under  
57 section 37. Any stay of the proposed revocation, suspension or  
58 non-renewal pending resolution of this appeal shall be within the  
59 discretion of the court.

1 SECTION 15. Said chapter 62C of the is hereby further  
2 amended by inserting after section 47A the following section:—

3 Section 47B. (a) If the commissioner determines that any  
4 person who holds a driver's license, learner's permit, right to  
5 operate a motor vehicle or certificate of motor vehicle registration  
6 has neglected or refused to file any returns or to pay any tax  
7 required under this chapter and that the person has not filed in  
8 good faith a pending application for abatement of such tax or a  
9 pending petition before the appellate tax board contesting such tax  
10 or entered a payment agreement with which the taxpayer is fully  
11 compliant, the commissioner shall so notify the registry of motor  
12 vehicles and the person in writing. Upon the written request of the  
13 commissioner, the registry shall promptly suspend or revoke or  
14 prohibit issuance or renewal of the license, learner's permit, right  
15 to operate a motor vehicle, or certificate of motor vehicle registra-  
16 tion of the taxpayer. Any license, learner's permit, right to operate  
17 a motor vehicle or certificate of motor vehicle registration sus-  
18 pended or revoked under this section shall not be reissued or  
19 renewed until the registry receives a certificate issued by the com-  
20 missioner that the licensee is in good standing with respect to any  
21 and all returns due and taxes payable to the commissioner as of  
22 the date of issuance of the certificate, including all taxes and  
23 returns referenced in the initial notification.

24 (b) Where a license revocation, suspension or non-renewal is  
25 based upon nonpayment of an assessed tax administered under  
26 this chapter, the licensee's sole right of appeal and to a hearing  
27 shall be pursuant to and within the time limitations of this chapter  
28 and not pursuant to chapter 30A. The commissioner shall give the  
29 licensee not less than 30 days notice of any proposed action,  
30 during which the licensee may enter into a payment agreement  
31 with the commissioner under mutually agreeable terms or may file  
32 a good faith abatement application within the time periods deter-  
33 mined under section 37. Such an abatement application shall stay  
34 a proposed license revocation, suspension, or non-renewal until

35 the amount of disputed tax due is finally determined. A licensee  
36 who is beyond the time limitations in section 37 but who disputes  
37 that he is liable for the assessment and is unable to resolve that  
38 issue with the commissioner during the 30-day period may appeal  
39 the proposed revocation, suspension or non-renewal by filing a  
40 civil action as provided in section 14 of chapter 30A. The scope of  
41 this appeal shall be limited to assertions of mistake or verification  
42 of payments made and shall not include determination or redeter-  
43 mination of the proper amount of tax assessed or any other issues  
44 appropriately raised through a timely filed abatement under  
45 section 37. Any stay of the proposed revocation, suspension or  
46 non-renewal pending resolution of this appeal shall be within the  
47 discretion of the court.

1 SECTION 16. Section 49A of said chapter 62C, as appearing in  
2 the 2006 Official Edition, is hereby amended by adding the  
3 following subsection:—

4 (f) Where a license revocation, suspension or non-renewal is  
5 based upon nonpayment of an assessed tax administered under  
6 this chapter, the licensee's sole right of appeal and to a hearing  
7 shall be pursuant to and within the time limitations of this chapter  
8 and not pursuant to chapter 30A. The commissioner shall give the  
9 licensee not less than 30 days notice of any proposed action,  
10 during which the licensee may enter into a payment agreement  
11 with the commissioner under mutually agreeable terms or may file  
12 a good faith abatement application within the time periods deter-  
13 mined under section 37. Such an abatement application shall stay  
14 a proposed license revocation, suspension or non-renewal until the  
15 amount of disputed tax due is finally determined. A licensee who  
16 is beyond the time limitations in section 37 but who disputes that  
17 he is liable for the assessment and is unable to resolve that issue  
18 with the commissioner during the 30-day period may appeal the  
19 proposed revocation, suspension or non-renewal by filing a civil  
20 action as provided in section 14 of chapter 30A. The scope of this  
21 appeal shall be limited to assertions of mistake or verification of  
22 payments made and shall not include determination or redetermi-  
23 nation of the proper amount of tax assessed or any other issues  
24 appropriately raised through a timely filed abatement under  
25 section 37. Any stay of the proposed revocation, suspension, or

26 non-renewal pending resolution of this appeal shall be within the  
27 discretion of the court.

1 SECTION 17. Section 50 of said chapter 62C, as so appearing,  
2 is hereby amended by striking out, in line 22, the words “Notwith-  
3 standing section 65, the” and inserting in place thereof the follow-  
4 ing word:— The.

1 SECTION 18. Section 65 of said chapter 62C, as so appearing,  
2 is hereby amended by striking out the first paragraph and inserting  
3 in its place the following paragraph:—

4 Taxes shall be collected:— (i) within 10 years after the assess-  
5 ment of the tax; (ii) within any further period after that 10-year  
6 period during which the taxes remain unpaid but only against any  
7 real or personal property of the taxpayer to which a tax lien has  
8 attached and for which a notice of lien has been filed or recorded  
9 under section 50 in favor of the commonwealth in accordance  
10 with applicable state or federal law within 10 years after the  
11 assessment of the tax; (iii) before the expiration of any period of  
12 collection agreed upon in writing by the commissioner and the  
13 taxpayer before the expiration of that 10-year period; or (iv) if  
14 there is a release of levy under section 64 after that 10-year  
15 period, then before that release. The period so agreed upon may be  
16 extended by subsequent agreements in writing made before the  
17 expiration of the period previously agreed upon. When any ques-  
18 tion relative to such taxes is pending before any agency or court at  
19 the end of that 10-year period, the commissioner’s right to collect  
20 any tax due shall continue until 1 year after the final determina-  
21 tion of that question.

1 SECTION 19. Section 67 of said chapter 62C, as so appearing,  
2 is hereby amended by striking out, in line 7, the words “or  
3 retailer,” and inserting in place thereof the following words:—  
4 retailer, cigar distributor or cigar retailer,.

1 SECTION 20. Said section 67 of said chapter 62C, as so  
2 appearing, is hereby further amended by striking out, in line 21,  
3 the words “or retailer” and inserting in place thereof the following  
4 words:— retailer, cigar distributor or cigar retailer.

1 SECTION 21. Said section 67 of said chapter 62C of the  
2 General Laws, as so appearing, is hereby further amended by  
3 striking out the third paragraph and inserting in place thereof the  
4 following paragraph:—

5 All licenses, other than licenses for manufacturers, wholesalers,  
6 vending machine operators, unclassified acquirers, transportation  
7 companies, retailers, cigar distributors and cigar retailers, as  
8 defined in chapter 64C, shall expire annually on a date prescribed  
9 by the commissioner. Licenses for manufacturers, wholesalers,  
10 vending machine operators, unclassified acquirers, transportation  
11 companies and cigar distributors shall expire annually on a date  
12 prescribed by the commissioner. Licenses for these retailers and  
13 cigar retailers shall expire every other year, as prescribed by the  
14 commissioner. The commissioner may provide for combined  
15 forms of licenses and license applications.

1 SECTION 22. Said section 67 of said chapter 62C, as so  
2 appearing, is hereby further amended by striking out, in line 48,  
3 the words “and retailers” and inserting in place thereof the follow-  
4 ing words:— , retailers, cigar distributors and cigar retailers.

1 SECTION 23. Said section 67 of said chapter 62C, as so  
2 appearing, is hereby further amended by striking out the seventh  
3 paragraph and inserting in place thereof the following para-  
4 graph:—

5 The secretary of administration and finance shall annually  
6 determine the fees for licenses and each renewal of a license  
7 under section 3B of chapter 7 in the following categories: distrib-  
8 utors; unclassified importers; unclassified exporters; manufactur-  
9 ers; wholesalers; vending machine operators; unclassified  
10 acquirers; transportation companies; retailers; cigar distributors;  
11 cigar retailers; user-sellers; suppliers; users of special fuels; and  
12 motor carriers or their vehicles; except that in case of a manufac-  
13 turer, wholesaler, cigar distributor or vending machine operator  
14 who maintains more than one place of business the fee for each  
15 additional place of business shall be one-half of the above deter-  
16 mined fee. No fee, nor part of any fee, shall be refunded by reason  
17 of relinquishment, suspension or revocation of a license.

1     SECTION 24. Section 1 of chapter 62D of the General Laws, is  
2 hereby amended by inserting after the word “assistance,” in line  
3 4, as so appearing, the following words:— , the executive office  
4 of health and human services.

1     SECTION 25. Said section 1 of said chapter 62D, as so appear-  
2 ing, is hereby further amended by inserting after the word  
3 “debtor”, in line 17, the following words:—; an amount owed the  
4 executive office of health and human services by a debtor.

1     SECTION 26. Said section 1 of said chapter 62D is hereby fur-  
2 ther amended by striking out, in lines 57 to 61, inclusive, as so  
3 appearing, the words “for costs incurred as a result of noncompli-  
4 ance by that individual with an order to provide coverage for the  
5 cost of health services to a child eligible for assistance under Title  
6 XIX of the Social Security Act, as further described in section 23  
7 of chapter 118E;” and inserting in place thereof the following  
8 words:— or the executive office of health and human services;

1     SECTION 26A. Chapter 63 of the General Laws is hereby  
2 amended by inserting after section 38T the following section:—

3     Section 38U. Any private institution of higher learning that has  
4 an endowment fund in excess of 1 billion dollars shall be subject  
5 to an annual excise of 2½ per cent of all monies in excess of 1 bil-  
6 lion dollars. For the purposes of this section an endowment fund  
7 shall be an institutional fund of a private institution of higher  
8 learning not wholly expendable by the institution on a current  
9 basis under the terms of the applicable gift instrument.

10    Notwithstanding any general or special law to the contrary, the  
11 provisions of this section shall not take effect until such time as  
12 the department of revenue has furnished a study of their impact on  
13 the state’s economy and revenue cost to the commonwealth and its  
14 cities and towns, including, but not limited to, a distributional  
15 analysis showing the impact on taxpayers of varying income  
16 levels, the current practice of other states, any anticipated change  
17 in employment, and ancillary economic activity, to the joint com-  
18 mittee on revenue.

1 SECTION 27. Chapter 63B of the General Laws is hereby  
2 amended by inserting after section 2 the following section:—

3 Section 2A. The commissioner may require a nonresident tax-  
4 payer, or a person paying, crediting or allocating an amount to a  
5 nonresident taxpayer, to estimate and pay, on or before the time of  
6 sale, the income tax liability on the gain from the sale or transfer  
7 of real property in the commonwealth. The commissioner may  
8 require a minimum estimated tax payment and may require pay-  
9 ment on or before the date of receipt of income. The commis-  
10 sioner shall issue regulations governing the administration of this  
11 section; provided, however, that said regulations shall, without  
12 limitation, define real property and nonresident taxpayer. Upon  
13 sale, transfer or disposition of real property, a lien in the amount  
14 of any required estimated payment shall arise with regard to the  
15 property, to the extent provided by regulation, if such a required  
16 estimated tax payment is not timely made.

1 SECTION 28. Section 1 of chapter 64C of the General Laws, as  
2 appearing in the 2006 Official Edition, is hereby amended by  
3 inserting after the figure “(1)”, in line 53, the following words:—  
4 , and (3) little cigars, which shall mean rolls of tobacco wrapped  
5 in leaf tobacco or any substance containing tobacco and as to  
6 which 1,000 units weigh not more than 3 pounds.

1 SECTION 29. Said section 1 of said chapter 64C, as so appear-  
2 ing, is hereby further amended by inserting after the word “mean-  
3 ing”, in line 56, the following words:— , without limitation, little  
4 cigars and.

1 SECTION 30. Section 6 of said chapter 64C, as so appearing, is  
2 hereby amended by striking out the last paragraph.

1 SECTION 31. Said chapter 64C is hereby further amended by  
2 striking out section 7B, as so appearing, and inserting in place  
3 thereof the following section:—

4 Section 7B. (a) As used in this section the following words  
5 shall, unless the context clearly requires otherwise, have the  
6 following meanings:—

7 “Cigar”, without limitation, a cigar, cheroot or stogie; provided,  
8 however, that a cigar shall not include cigarettes as defined pur-  
9 suant to this chapter.

10 “Cigar distributor”, (i) any person who imports, or causes to be  
11 imported, into the commonwealth cigars or smoking tobacco for  
12 sale or who manufactures cigars or smoking tobacco in the com-  
13 monwealth, and (ii) any person within or without the common-  
14 wealth who is authorized by the commissioner to make returns  
15 and pay the excise on cigars and smoking tobacco sold, shipped or  
16 delivered by him to any person in the commonwealth.

17 “Cigar retailer”, any person who sells or furnishes cigars or  
18 smoking tobacco in small quantities to consumers for individual  
19 use; provided, however, said cigars or smoking tobacco shall not  
20 be used for the purpose of resale.

21 “Person”, a natural person, corporation, association, partnership  
22 or other legal entity.

23 “Smoking tobacco”, roll-your-own tobacco and pipe tobacco  
24 and other kinds and forms of tobacco suitable for smoking.

25 “Taxed cigars and smoking tobacco”, cigars and smoking  
26 tobacco upon which the excise has been paid in full by the date on  
27 which payment is due, and with respect to which the return has  
28 been completed, signed and filed with the commissioner by the  
29 date on which the return is due, in accordance with this section  
30 and with section 16 of chapter 62C.

31 “Untaxed cigars and smoking tobacco”, cigars and smoking  
32 tobacco upon which the excise has not been paid in full by the  
33 date on which payment is due, or with respect to which the return  
34 has not been completed, signed and filed with the commissioner  
35 by the date on which the return is due, in accordance with this  
36 section and with section 16 of chapter 62C.

37 “Wholesale price”, (i) in the case of a manufacturer of cigars  
38 and smoking tobacco, the price set for such products or, if no  
39 price has been set, the wholesale value of these products; (ii) in  
40 the case of a cigar distributor who is not a manufacturer of cigars  
41 or smoking tobacco, the price at which the cigar distributor pur-  
42 chased these products; or (iii) in the case of a cigar retailer or a  
43 consumer, the price at which he purchased these products.

44 (b) An excise shall be imposed on all cigars and smoking  
45 tobacco held in the commonwealth at the rate of 30 per cent of the

46 wholesale price of such products. This excise shall be imposed on  
47 cigar distributors at the time cigars or smoking tobacco are manu-  
48 factured, purchased, imported, received or acquired in the com-  
49 monwealth. This excise shall not be imposed on any cigars or  
50 tobacco products that (i) are exported from the commonwealth; or  
51 (ii) are not subject to taxation by the commonwealth pursuant to  
52 any law of the United States.

53 (c) Every cigar retailer shall be liable for the collection of the  
54 excise on all cigars or smoking tobacco in his possession at any  
55 time, upon which the excise has not been paid by a cigar distribu-  
56 tor, and the failure of any cigar retailer to produce or exhibit to the  
57 commissioner or his authorized representative, upon demand, an  
58 invoice by a cigar distributor for any cigars or smoking tobacco in  
59 his possession, shall be presumptive evidence that the excise  
60 thereon has not been paid and that such cigar retailer is liable for  
61 the collection of the excise thereon.

62 (d) The amount of the excise advanced and paid by a cigar dis-  
63 tributor or cigar retailer, as provided in this section, shall be added  
64 to and collected as part of, the sales price of the cigars or smoking  
65 tobacco.

66 (e)(1) A cigar distributor shall be liable for the payment of the  
67 excise on cigars and smoking tobacco that he imports or causes to  
68 be imported in the commonwealth or that he manufactures in the  
69 commonwealth, and every cigar distributor authorized by the  
70 commissioner to make returns and pay the excise on cigars or  
71 smoking tobacco sold, shipped or delivered by him to any person  
72 in the commonwealth shall be liable for the collection and pay-  
73 ment of the excise on all cigars and smoking tobacco sold,  
74 shipped or delivered.

75 (2) Every person who does not acquire untaxed cigars or smok-  
76 ing tobacco, but acquires taxed cigars and smoking tobacco for  
77 sale at retail, shall not be licensed as a cigar distributor under this  
78 section, but shall be required, during the period that such person is  
79 a retailer of taxed cigars or smoking tobacco, to be licensed as a  
80 cigar retailer.

81 (f) A person outside the commonwealth who ships or transports  
82 cigars or smoking tobacco to cigar retailers in the commonwealth,  
83 to be sold by those cigar retailers, may apply for a license as a  
84 nonresident cigar distributor, and, if the commissioner issues such

85 a license to him, shall thereafter be subject to all the provisions of  
86 this section and be entitled to act as a cigar distributor, provided  
87 he files proof with his application that he has appointed the secre-  
88 tary of state as his agent for service of process relating to any  
89 matter or issue arising under this section. Such a nonresident  
90 person shall also agree to submit his books, accounts and records  
91 for examination in the commonwealth during reasonable business  
92 hours by the commissioner or his authorized representative.

93 (g) Every resident of the commonwealth shall be liable for the  
94 collection of the excise on all cigars or smoking tobacco in his  
95 possession at any time, upon which the excise has not been paid  
96 by a cigar distributor or cigar retailer, and the failure of any such  
97 consumer to produce or exhibit to the commissioner or his autho-  
98 rized representative, upon demand, an invoice or sales receipt by a  
99 cigar distributor or cigar retailer for any cigars or smoking  
100 tobacco in his possession, shall be presumptive evidence that the  
101 excise thereon has not been paid and that such consumer is liable  
102 for the collection of the excise thereon.

103 (h) No person shall act as a cigar distributor or cigar retailer in  
104 the commonwealth unless licensed to do so in accordance with  
105 section 67 of chapter 62C. If a cigar distributor or cigar retailer  
106 acts in more than one of said capacities at any one place of busi-  
107 ness, he shall procure a license for every capacity in which he  
108 acts, unless, upon application to the commissioner, the commis-  
109 sioner determines otherwise. Each license so issued or a duplicate  
110 copy thereof shall be prominently displayed on the premises cov-  
111 ered by the license.

112 (i) Except as this section expressly provides to the contrary, the  
113 provisions of this chapter and of chapter 62C relative to the  
114 assessment, collection, payment, abatement, verification and  
115 administration of taxes, including penalties, shall so far as perti-  
116 nent, apply to the excise tax imposed by this section.

117 (j) For the purposes of section 5, cigars and smoking tobacco  
118 shall be tobacco products, cigar distributors shall be wholesalers  
119 and cigar retailers shall be retailers.

120 (k) For the purposes of section 8, untaxed cigars and smoking  
121 tobacco found in the commonwealth shall be cigarettes, which  
122 have not been returned and are not returnable under section 16 of  
123 chapter 62C, cigarettes, which have not been returned and are not  
124 returnable under section 6 and cigarettes, as the context requires.

125 (1)(1) Any person who sells, offers for sale or possesses with  
126 intent to sell any cigars or smoking tobacco or otherwise acts as a  
127 cigar distributor or cigar retailer without being licensed so to do,  
128 shall, in addition to any other penalty provided by this chapter or  
129 chapter 62C, be subject to a civil penalty of not more than \$5,000  
130 for the first offense and not more than \$25,000 for each subse-  
131 quent offense. Any person who knowingly purchases or possesses  
132 any cigars or smoking tobacco not manufactured, purchased or  
133 imported by a licensed cigar distributor or licensed cigar retailer  
134 shall, in addition to any other penalty provided by this chapter or  
135 chapter 62C, be subject to a civil penalty of not more than \$5,000  
136 for the first offense and not more than \$25,000 for each subse-  
137 quent offense.

138 No person, either as principal or agent, shall sell or solicit  
139 orders for cigars or smoking tobacco to be shipped, mailed or oth-  
140 erwise sent or brought into the commonwealth to any person not a  
141 licensed cigar distributor or licensed cigar retailer, unless the same  
142 is to be sold to or through a licensed cigar distributor or licensed  
143 cigar retailer. Any person who knowingly violates this provision  
144 shall, in addition to any other penalty provided by this chapter or  
145 chapter 62C, be subject to a civil penalty of not more than \$5,000  
146 for the first offense and not more than \$25,000 for each subse-  
147 quent offense.

148 It shall be presumed that the cigars and smoking tobacco are  
149 subject to the excise until the contrary is established and the  
150 burden of proof that they are not shall be upon the person on  
151 whose premises the cigars or smoking tobacco were found.

152 (2) Any person who knowingly has in his possession a shipping  
153 case or other container of cigars or smoking tobacco not bearing  
154 the name and address of the person receiving the cigars or smok-  
155 ing tobacco from a manufacturer or such other markings as the  
156 commissioner may prescribe and any person knowingly in posses-  
157 sion of such a shipping case or other container of cigars or smok-  
158 ing tobacco from which this name and address has been erased or  
159 defaced, shall, in addition to any other penalty provided by this  
160 chapter or chapter 62C, be subject to a civil penalty of not more  
161 than \$5,000 for the first offense or not more than \$25,000 for each  
162 subsequent offense.

163 (3) Any person who files any false return, affidavit, or state-  
164 ment, or who violates any provision of this section for which no  
165 other penalty has been provided, shall, in addition to any other  
166 penalty provided by this chapter or chapter 62C, be subject to a  
167 civil penalty of not more than \$5,000 for the first offense and not  
168 more than \$25,000 for each subsequent offense.

169 (4) Whenever the commissioner or a police officer discovers, in  
170 the possession of any person not being a licensed cigar distributor  
171 or one authorized by the commissioner, any untaxed cigars or  
172 smoking tobacco, he may seize and take possession of those cigars  
173 and smoking tobacco, together with any vending machine or other  
174 receptacle, which shall include, without limitation, a motor vehi-  
175 cle, boat or airplane, in which they are contained or in which they  
176 are transported. Such cigars, smoking tobacco, vending machine  
177 or other receptacle seized by a police officer shall be turned over  
178 to the commissioner and shall be forfeited to the commonwealth.  
179 The commissioner shall destroy such cigars or smoking tobacco  
180 and shall destroy or otherwise dispose of such vending machine or  
181 other receptacle. The commissioner may, within a reasonable time  
182 after the seizure, by a public notice at least 5 days before the day  
183 of sale, sell the vending machine or other receptacle at public sale  
184 and deposit the proceeds in the General Fund.

185 (5) The state police and all local police authorities may, and at  
186 the request of the commissioner or his duly authorized agent shall,  
187 enforce this section. Each violation of this section shall be a sepa-  
188 rate offense.

1 SECTION 32. Said chapter 64C is hereby further amended by  
2 striking out section 38A, as so appearing, and inserting in place  
3 thereof the following section:—

4 Section 38A. Whenever the commissioner or a police officer  
5 discovers, in the possession of any person not being a stamper,  
6 licensed transportation company or one authorized by the com-  
7 missioner, any cigarettes subject to tax under this chapter that do  
8 not have affixed to them the required Massachusetts stamps show-  
9 ing the payment of excise, or any smokeless tobacco on which tax  
10 has not been paid, he may seize and take possession of those ciga-  
11 rettes or smokeless tobacco, together with any vending machine or  
12 other receptacle, which shall include, without limitation, a motor

13 vehicle, boat or airplane, in which the cigarettes or smokeless  
14 tobacco are contained or in which they are transported. The ciga-  
15 rettes, smokeless tobacco, vending machine or other receptacle  
16 seized by a police officer shall be turned over to the commissioner  
17 and shall be forfeited to the commonwealth. The commissioner  
18 shall destroy such cigarettes and smokeless tobacco and shall  
19 destroy or otherwise dispose of such vending machine or other  
20 receptacle. The commissioner may, within a reasonable time after  
21 the seizure, by a public notice at least 5 days before the day of  
22 sale, sell the vending machine or other receptacle at public sale  
23 and deposit the proceeds in the General Fund.

1 SECTION 33. The definition of “tangible personal property” in  
2 section 1 of chapter 64H of the General Laws, as so appearing, is  
3 hereby amended by inserting after the word “state.”, in line 254,  
4 the following words:— A transfer of an interest in an aircraft may  
5 be considered a transfer of tangible personal property under rules  
6 determined by the commissioner.

1 SECTION 34. Said chapter 64H is hereby further amended by  
2 inserting after section 3 the following section:—

3 Section 3A. (a) Every manufacturer, wholesaler, unclassified  
4 acquirer, as defined in chapter 64C, doing business in the com-  
5 monwealth, or any other person doing business in the common-  
6 wealth, selling tobacco products, including cigarettes, cigars,  
7 smokeless tobacco and smoking tobacco, to others for resale in  
8 the commonwealth, shall pay, as a prepayment for the tax imposed  
9 by this chapter, a tax on tobacco products that will be held for  
10 retail sale in the commonwealth. The tax shall be computed on  
11 each sale of tobacco products by multiplying the tax rate set by  
12 this chapter by the wholesale sales price at which such manufac-  
13 turer, wholesaler, unclassified acquirer or other person sells the  
14 tobacco products. The tax imposed by this section shall be paid at  
15 the same time and in the same manner as the tax imposed by  
16 section 2. Any manufacturer, wholesaler, unclassified acquirer or  
17 other person prepaying the tax shall, with respect to such prepay-  
18 ment, be a vendor for purposes of section 1 and section 16 of  
19 chapter 62C, shall file returns and pay over tax accordingly, and

20 shall separately state on each customer invoice or other written  
21 record, as prescribed by the commissioner, the amount of prepaid  
22 sales tax charged. This section shall not apply to manufacturers to  
23 the extent that they distribute such product through a licensed  
24 wholesaler or unclassified acquirer.

25 (b) Every person selling tobacco products at retail in the com-  
26 monwealth who is required to pay the tax imposed by this chapter  
27 shall be allowed a credit in the amount of the prepayment against  
28 the total amount of tax it is required to pay over to the commis-  
29 sioner under this chapter. Every such person must maintain  
30 invoices and other records substantiating the amount of tax pre-  
31 paid.

32 (c) Chapter 64I shall apply to the extent that the tax under this  
33 section is not paid over to the commissioner by any of the persons  
34 mentioned in the first or second paragraph of this section. All  
35 taxes imposed by this section are conclusively presumed to be a  
36 direct tax on the retail consumer, pre-collected for the purpose of  
37 convenience and facility only.

38 (d) The commissioner may adopt regulations to implement this  
39 section, which regulations shall include a provision to prevent the  
40 payment of tax by more than one taxpayer.

1 SECTION 35. Paragraph (p) of section 6 of said chapter 64H as  
2 appearing in the 2006 Official Edition, is hereby amended by  
3 striking out clause (3) and inserting in place thereof the following  
4 clause:— (3) sales of fertilizer, including ground limestone,  
5 hydrated lime, seed inoculants and plant hormones, as well as  
6 other substances commonly regarded in the same category and for  
7 the same use, but not including any sales of pesticides, including  
8 insecticides, herbicides, fungicides, miticides and all materials  
9 registered with the Environmental Protection Agency as pesticides  
10 under Federal Insecticide, Fungicide and Rodenticide Act as well  
11 as other pesticides commonly regarded in the same category and  
12 for the same purpose except when purchased by a person licensed  
13 under chapter 132B or otherwise exempt under paragraph (r);

1 SECTION 36. Said section 6 of said chapter 64H, as so appear-  
2 ing, is hereby amended by striking out paragraphs (uu) and (vv).

1 SECTION 37. Section 33 of said chapter 64H, as so appearing,  
2 is hereby amended by adding the following sentence:— For pur-  
3 poses of this section, a vendor shall include any person who has  
4 made a prepayment of tax under section 3A.

1 SECTION 38. Section 7 of chapter 64I of the General Laws, as  
2 so appearing, is hereby amended by striking out paragraphs (d)  
3 and (e).

1 SECTION 39. Section 34 of said chapter 64I, as so appearing,  
2 is hereby amended by adding the following sentence:— For pur-  
3 poses of this section, a vendor shall include any person who has  
4 made a prepayment of tax under section 3A of chapter 64H.

1 SECTION 40. Chapter 175 of the General Laws, is hereby  
2 amended by striking out section 195, as so appearing, and insert-  
3 ing in place thereof the following section:—

4 Section 195. Sums for the estimated expenses for the purposes  
5 specified in subsection (b) shall be paid to the commonwealth by  
6 insurance companies writing fire, homeowners multiple peril or  
7 commercial multiple peril policies on property situated in the  
8 commonwealth within 30 days after notice from the commissioner  
9 of such estimated expenses. The commissioner shall apportion  
10 such estimated charges among all such companies and shall assess  
11 them for the same on a fair and reasonable basis. The commis-  
12 sioner shall subsequently apportion actual costs among all such  
13 companies and shall make assessment adjustments for the same  
14 for any variation between estimated and actual costs on a fair and  
15 reasonable basis. Such estimated and actual costs shall include an  
16 amount equal to the cost of fringe benefits as established by the  
17 secretary of administration and finance under section 5D of chap-  
18 ter 29.

19 (b) The costs to be paid under subsection (a) shall be for the  
20 following purposes:— (1) the operation of state fire training facil-  
21 ities and curriculum for fire fighting personnel; (2) the implemen-  
22 tation and administration of chapter 148 and chapter 304 of the  
23 acts of 2004; (3) the firefighting equipment grant program within  
24 the executive office of public safety; (4) student awareness of fire  
25 education programs within the executive office of public safety;

26 and (5) capital improvements to state fire training facilities,  
27 including reimbursing the General Fund for debt service on bonds  
28 issued to pay for such capital improvements.

1 SECTION 41. Section 6 of chapter 211A of the General Laws,  
2 as so appearing, is hereby amended by striking out, in line 4, the  
3 word “three” and inserting in place thereof the following  
4 figure:— 4.

1 SECTION 42. Section 2 of chapter 211B of the General Laws,  
2 as so appearing, is hereby amended by striking out, in line 2, the  
3 figure “7” and inserting in place thereof the following figure:— 8.

1 SECTION 43. Section 11 of chapter 211D of the General Laws,  
2 as so appearing, is hereby amended by striking out, in line 18, the  
3 word “is” and inserting in place thereof the following words:- ,  
4 except any counsel appointed or assigned to represent indigents  
5 within the private counsel division in a homicide case, shall be.

1 SECTION 44. Section 37 of chapter 221 of the General Laws,  
2 as so appearing, is hereby amended by striking out the eighth  
3 sentence.

1 SECTION 45. Section 94 of said chapter 221, as so appearing,  
2 is hereby amended by striking out, in line 16, the figure “78.27”  
3 and inserting in place thereof the following figure:— 82.50.

1 SECTION 46. Section 25 of chapter 45 of the acts of 2005 is  
2 hereby amended by striking out, in line 1, the word “All” and  
3 inserting in place thereof the following words:— Notwithstanding  
4 any general or special law to the contrary, all.

1 SECTION 47. Said section 25 of said chapter 45 is hereby fur-  
2 ther amended by striking out, line 15, the word “All” and inserting  
3 in place thereof the following words:— Notwithstanding any  
4 general or special law to the contrary, all.

1 SECTION 48. Said section 25 of said chapter 45 is hereby fur-  
2 ther amended by striking out, line 20, the word “All” and inserting

3 in place thereof the following words:— Notwithstanding any  
4 general or special law to the contrary, all.

1 SECTION 49. Chapter 58 of the acts of 2006 is hereby  
2 amended by striking out section 128, as amended by section 40 of  
3 chapter 61 of the acts of 2007, and inserting in place thereof the  
4 following section:—

5 Section 128. Notwithstanding any general or special law to the  
6 contrary and in accordance with section 13B of chapter 118E of  
7 the General Laws, in fiscal year 2007, \$90,000,000 shall be made  
8 available from the Commonwealth Care Trust Fund, established  
9 pursuant to section 2000 of chapter 29 of the General Laws, to  
10 pay for an increase in the Medicaid rates paid to acute hospitals  
11 and physicians; but not less than 15 per cent of the increase shall  
12 be allocated to rate increases for physicians. For fiscal year 2008,  
13 an additional \$90,000,000, for a total of \$180,000,000, shall be  
14 made available from said Commonwealth Care Trust Fund in  
15 accordance with this section, to pay for an increase in the Medic-  
16 aid rates paid to acute hospitals and physicians; but not less than  
17 15 per cent of the increase shall be allocated to rate increases for  
18 physicians. In fiscal year 2009, an additional \$90,000,000, for a  
19 total of \$270,000,000, shall be made available from said Com-  
20 monwealth Care Trust Fund to pay for an increase in the Medicaid  
21 rates paid to acute hospitals, as defined in section 1 of chapter  
22 118G of the General Laws, and physicians; but not less than 15  
23 per cent of the increase shall be allocated to rate increases for  
24 physicians. In fiscal year 2008, not more than \$20,000,000 of the  
25 amounts to be made available to acute hospitals under this section  
26 shall be contingent on hospital adherence to quality standards and  
27 achievement of performance benchmarks, including the reduction  
28 of racial and ethnic disparities in the provision of health care, in  
29 accordance with said section 13B of said chapter 118E, and may  
30 be paid in fiscal year 2009. In fiscal year 2009, not more than  
31 \$58,000,000 of the amounts to be made available to acute hospi-  
32 tals under this section shall be contingent on hospital adherence to  
33 quality standards and achievement of performance benchmarks,  
34 including the reduction of racial and ethnic disparities in the pro-  
35 vision of health care, in accordance with said section 13B of said

chapter 118E, and may be paid in fiscal year 2010. For fiscal years 2008 and 2009, any such performance benchmarks shall be determined by the secretary of health and human services without any limitation, but in consultation with hospitals, the MassHealth payment policy advisory board and the health care quality and cost council, and may include measures to be reported by hospitals to the federal Centers for Medicare and Medicaid Services for Reporting Hospital Quality Data for Annual Payment Update, to the Joint Commission on Accreditation of Healthcare Organizations for core measures, or to the MassHealth Program pursuant to Appendix G of the contract between MassHealth and acute hospitals for Rate Year 2007 or other nationally-recognized measures that are drawn on those approved by the National Quality Forum and adopted by the Hospitals Quality Alliance Performance benchmarks and quality measures related to racial and ethnic disparities in the provision of health care. The secretary of health and human services shall, after consultation required by said section 13B of said chapter 118E, issue final quality standards and performance benchmarks for use in the hospital fiscal year beginning October 1, 2008. For purposes of payments to hospitals pursuant to this section, fiscal year shall mean the hospitals' fiscal year and, for purposes of any payments to physicians pursuant to this section, fiscal year shall mean the state fiscal year.

SECTION 50. Notwithstanding any general or special law to the contrary, section 35J of chapter 10 of the General Laws shall not apply in fiscal year 2009.

SECTION 51. Notwithstanding any general or special law to the contrary, not less than 10 days after the effective date of this act, the comptroller shall transfer \$4,000,000 from the General Fund to the Dr. Craig C. Mello Small Business Equity Investment Fund.

SECTION 52. Notwithstanding any general or special law to the contrary, not less than 10 days after the effective date of this act, the comptroller shall transfer \$3,000,000 from the General Fund to the Dr. Judah Folkman Higher Education Grant Fund.

1 SECTION 53. Notwithstanding any general or special law to  
2 the contrary, not less than 10 days after the effective date of this  
3 act, the comptroller shall transfer \$2,100,000 from the General  
4 Fund to the Regional Technology and Innovations Centers Capital  
5 Fund.

1 SECTION 54. Notwithstanding any general or special law to  
2 the contrary, the comptroller shall, no later than June 30, 2009,  
3 transfer \$412,000,000 from the Commonwealth Stabilization  
4 Fund, established pursuant to section 2H of chapter 29 of the  
5 General Laws, to the General Fund.

1 SECTION 55. Notwithstanding any general or special law to  
2 the contrary, during fiscal year 2009 the comptroller shall not  
3 transfer 0.5 per cent of the total revenue from taxes in the preced-  
4 ing fiscal year to the Commonwealth Stabilization Fund, estab-  
5 lished pursuant to section 2H of chapter 29 of the General Laws,  
6 as otherwise required pursuant to clause (a) of section 5C of  
7 chapter 29 of the General Laws.

1 SECTION 56. Notwithstanding any general or special law to  
2 the contrary, the comptroller shall, no later than June 30, 2009,  
3 transfer the interest earned from the Commonwealth Stabilization  
4 Fund during fiscal year 2009 to the General Fund.

1 SECTION 57. Notwithstanding any general or special law to  
2 the contrary, not less than 10 days after the effective date of this  
3 act, the comptroller shall transfer \$4,000,000 from the General  
4 Fund to the Massachusetts Science, Technology, Engineering and  
5 Mathematics Grant Fund, established pursuant to section 2MMM  
6 of chapter 29 of the General Laws; provided further, that said  
7 Massachusetts Science, Technology, Engineering and Mathemat-  
8 ics Grant Fund shall transfer \$1,000,000 to the department of ele-  
9 mentary and secondary education for teacher content training in  
10 math and science provided by item 7061-9804 of section 2; pro-  
11 vided further, that the department of elementary and secondary  
12 education shall expend \$925,000 of said \$1,000,000 for teacher  
13 training in the life sciences to support students in meeting the sci-  
14 ence graduation requirement; provided further, that the department

15 of elementary and secondary education shall consult with the  
16 department of higher education to coordinate such teacher training  
17 and other STEM initiatives; and provided further, that the depart-  
18 ment of elementary and secondary education shall expend not less  
19 than \$75,000 of said \$1,000,00 for a contract with a qualified  
20 agent to conduct a survey of existing programs and contractual  
21 provisions of school districts which support professional develop-  
22 ment in STEM fields and shall file a report of the findings of said  
23 survey together with legislation, if any, with the governor, the  
24 president of the senate, the speaker of the house of representa-  
25 tives, the chairs of the house and senate ways and means commit-  
26 tees and the chairs of the joint committee on education, the board  
27 of elementary and secondary education, and the secretary of  
28 education.

1 SECTION 58. Notwithstanding any general or special law to  
2 the contrary, not less than 10 days after the effective date of this  
3 act, the comptroller shall transfer \$2,000,000 from the General  
4 Fund to the District Local Technical Assistance Fund, established  
5 in section 2XXX of chapter 29 of the General Laws.

1 SECTION 59. Notwithstanding any general or special law to  
2 the contrary, during fiscal year 2009, the comptroller shall transfer  
3 from the Health Care Security Trust, established pursuant to  
4 section 1 of chapter 29D of the General Laws, to the General Fund  
5 an amount equal to 100 per cent of the total of all payments  
6 received by the commonwealth in fiscal year 2009 pursuant to the  
7 master settlement agreement in the action known as *Common-*  
8 *wealth of Massachusetts v. Phillip Morris, Inc. et. al.*, Middlesex  
9 Superior Court, No. 95-7378 and 100 per cent of the earnings gen-  
10 erated in fiscal year 2009 from the Health Care Security Trust as  
11 certified by the comptroller pursuant to paragraph (f) of section 3  
12 of chapter 29D of the General Laws for certain health care expen-  
13 ditures appropriated in section 2.

1 SECTION 60. Notwithstanding any general or special law to  
2 the contrary, the comptroller shall, according to a schedule devel-  
3 oped in consultation with the state treasurer and the secretary of  
4 administration and finance, transfer \$374,528,000 from the

5 General Fund to the State Retiree Benefits Trust Fund, established  
6 pursuant to section 24 of chapter 32A of the General Laws.

1 SECTION 61. (a) Notwithstanding any general or special law  
2 to the contrary, on or before October 1, 2008 and without further  
3 appropriation, the comptroller shall transfer from the General  
4 Fund to the Health Safety Net Trust Fund, established pursuant to  
5 section 36 of chapter 118G of the General Laws and in this sub-  
6 section referred to as the fund, the greater of \$45,000,000 or one-  
7 twelfth of the total expenditures to hospitals and community  
8 health centers required pursuant to subsection (b), for the purpose  
9 of making initial gross payments to qualifying acute care hospitals  
10 for the hospital fiscal year beginning October 1, 2008. These pay-  
11 ments shall be made to hospitals before, and in anticipation of, the  
12 payment by hospitals of their gross liability to the fund. The  
13 comptroller shall transfer from the fund to the General Fund not  
14 later than June 30, 2009, the amount of the transfer authorized by  
15 this subsection and any allocation thereof as certified by the direc-  
16 tor of the health safety net office.

17 (b) Notwithstanding any general or special law to the contrary,  
18 the comptroller shall, in consultation with the state treasurer, the  
19 secretary of administration and finance and the secretary of health  
20 and human services, develop a schedule for transferring funds  
21 among the General Fund, the Commonwealth Care Trust Fund  
22 established pursuant to section 2000 of chapter 29 of the General  
23 Laws, and the Health Safety Net Trust Fund established pursuant  
24 to section 36 of chapter 118G of the General Laws. Not less than  
25 \$1,117,561,456 shall be transferred from the General Fund to the  
26 Commonwealth Care Trust Fund and not less than \$62,996,382  
27 shall be transferred from the Commonwealth Care Trust Fund to  
28 the Health Safety Net Trust Fund. The hospital fiscal year 2009  
29 payment amount to each hospital shall be funded by the Health  
30 Safety Net Trust Fund. Payments may be made either as safety net  
31 care payments under the Commonwealth's 1115 waiver, or as an  
32 adjustment to Title XIX service rate payments, or a combination  
33 thereof. The executive office of health and human services and the  
34 health safety net office may use other federally permissible fund-  
35 ing mechanisms available for public service hospitals, as defined  
36 in 114.1 CMR 36.02, to reimburse up to \$70,000,000 of uncom-

37    compensated care at the hospitals using sources distinct from the fund-  
38    ing made available to the Health Safety Net Trust Fund. The execu-  
39    tive office of health and human services shall make expenditures  
40    required for fiscal year 2008 under section 122 of chapter 58 of  
41    the acts of 2006. The schedule shall provide for transfers in incre-  
42    ments considered appropriate to meet the cash flow needs of these  
43    funds. The transfers shall not begin before July 1, 2008 and shall  
44    be completed on or before June 30, 2009. The secretary of admin-  
45    istration and finance, in consultation with the secretary of health  
46    and human services and the executive director of the common-  
47    wealth health insurance connector, shall on a quarterly basis eval-  
48    uate the revenue needs of the health safety net program funded by  
49    the Health Safety Net Trust Fund and the Commonwealth Care  
50    subsidized health insurance program funded from the Common-  
51    wealth Care Trust Fund, and if necessary, transfer monies between  
52    these funds for the purpose of ensuring that sufficient revenues are  
53    available to support projected program expenditures. The secre-  
54    tary of health and human services in consultation with the secre-  
55    tary of administration and finance and the executive director of  
56    the commonwealth health insurance connector shall submit a  
57    quarterly report to the house and senate committees on ways and  
58    means and joint committee on healthcare financing which shall  
59    include, but not be limited to, the projected and actual expendi-  
60    tures and revenues for the Commonwealth Care Trust Fund and  
61    any transfers made between the Health Safety Net Trust Fund and  
62    the Commonwealth Care Trust Fund.

63    (c) Notwithstanding any general or special law to the contrary,  
64    the comptroller shall, in consultation with the office of the state  
65    treasurer, the executive office of administration and finance and  
66    the executive office of health and human services, develop a  
67    schedule and make a series of transfers not to exceed  
68    \$346,000,000 from the General Fund to the MassHealth provider  
69    payment account in the Medical Assistance Trust Fund, estab-  
70    lished pursuant to section 2QQQ of chapter 29 of the General  
71    Laws, if the comptroller has determined that General Fund rev-  
72    enues are sufficient to accommodate the schedule of transfers.  
73    These funds may be expended only for services provided during  
74    state or federal fiscal year 2009, and no amounts previously or  
75    subsequently transferred into the Medical Assistance Trust Fund

76 may be expended on payments described in the 1115 demonstra-  
77 tion waiver for services provided during state fiscal year 2009 or  
78 payments described in the state plan for services provided during  
79 federal fiscal year 2009. All payments from the Medical Assis-  
80 tance Trust Fund shall be subject to the availability of federal  
81 financial participation, shall be made only in accordance with fed-  
82 erally-approved payment methods, shall be consistent with federal  
83 funding requirements and all federal payment limits as determined  
84 by the secretary of health and human services, and shall be subject  
85 to the terms and conditions of an agreement with the executive  
86 office of health and human services. Any increase in payments  
87 made from said trust shall not exceed the negotiated limit for  
88 section 1115 waiver spending. The secretary of health and human  
89 services shall notify, in writing, the house and senate committees  
90 on ways and means and the house and the joint committee on  
91 healthcare financing for any increases in payments within 15 days.  
92 The secretary of the executive office of health and human services  
93 shall make a payment of up to \$148,000,000 from the Medical  
94 Assistance Trust Fund to the Cambridge public health commis-  
95 sion's hospital network for dates of service in state and federal  
96 fiscal year 2009 only after the Cambridge public health commis-  
97 sion transfers up to \$74,000,000 of its funds to the Medical Assis-  
98 tance Trust Fund, using a federally permissible source of funds  
99 which shall fully satisfy the non-federal share of such payment.

100 (d) Notwithstanding any general or special law to the contrary,  
101 the comptroller, in consultation with the secretary of health and  
102 human services, shall develop a schedule for transferring not less  
103 than \$28,000,000 from the General Fund to the Essential Commu-  
104 nity Provider Trust Fund, established pursuant to section 2PPP of  
105 chapter 29 of the General Laws for the purpose of making pay-  
106 ments to hospitals and community health centers in fiscal year  
107 2009. The secretary shall authorize expenditures from the fund  
108 without further appropriation for the purpose of a grant program  
109 to improve and enhance the ability of hospitals and community  
110 health centers to serve populations in need, more efficiently and  
111 effectively, including, but not limited to, the ability to provide  
112 community-based care, clinical support, care coordination serv-  
113 ices, disease management services, primary care services and  
114 pharmacy management services through a grant program. The

115 office shall consider applications from acute hospitals, non-acute  
116 hospitals, and community health centers in awarding the grants;  
117 provided, however, that the office shall publicize the existence of  
118 the grant program to eligible providers and shall award grants on  
119 or before September 1, 2008. The criteria for selection shall  
120 include, but not be limited to, the following: (i) financial perfor-  
121 mance measures including negative operating margins, insuffi-  
122 cient cash flow, technical bond default and the uncertain ability to  
123 cover long-term obligations, as well as potential for loss of critical  
124 community services; (ii) the percentage of patients with mental or  
125 substance abuse disorders served by a provider; (iii) the numbers  
126 of patients served by a provider who are chronically ill, elderly, or  
127 disabled, provided that in the case of a community health center,  
128 that preference be given to the provision of a program of all-inclu-  
129 sive care for the elderly; (iv) the payer mix of the provider, with  
130 preference given to acute hospitals where a minimum of 63 per  
131 cent of the acute hospital's gross patient service revenue is attrib-  
132 utable to Title XVIII and Title XIX of the federal Social Security  
133 Act or other governmental payors, including reimbursements from  
134 the Health Safety Net Trust Fund; (v) the percentage of total  
135 annual operating revenue that received funding in fiscal years  
136 2005 and 2006 from the Distressed Provider Expendable Trust  
137 Fund comprised for the provider; (vi) the percentage of total  
138 annual operating revenue that received funding in fiscal year 2008  
139 from the Essential Community Provider Trust Fund, established in  
140 section 2PPP of chapter 29 of the General Laws; (vii) the cultural  
141 and linguistic challenges presented by the populations served by  
142 the provider; (viii) a documented critical need for investment in  
143 information technology such as computerized physician order  
144 entry systems but without access to capital to finance such invest-  
145 ments; and (ix) the provision by a community health center of 24  
146 hour emergency services. The secretary may further authorize dis-  
147 tributions on an emergency basis to acute hospitals, non-acute  
148 hospitals and community health centers facing extreme financial  
149 distress or closure upon petition from the provider. The emer-  
150 gency funds shall be distributed by the secretary within 14 days of  
151 petition by a provider that is determined to be facing extreme  
152 financial distress or closure at an amount determined by the  
153 secretary.

1     SECTION 62. Notwithstanding any general or special law to  
2 the contrary, not less than 10 days after the effective date of this  
3 act, the comptroller shall transfer \$124,153,283 from the General  
4 Fund to the Fiscal Year 2009 General Fund Supplement to Hold  
5 Harmless Lottery Aid Fund established pursuant to section 67.

1     SECTION 63. Notwithstanding any general or special law to  
2 the contrary, in hospital fiscal year 2009, the office of the inspec-  
3 tor general may continue to expend funds appropriated pursuant to  
4 section 1 of chapter 240 of the acts of 2004 from the Uncompen-  
5 sated Care Trust Fund, or any successor fund, for the costs associ-  
6 ated with maintaining a pool audit unit within said office. The unit  
7 shall continue to oversee and examine the practices in all Massa-  
8 chusetts' hospitals including, but not limited to, the care of the  
9 uninsured and the resulting free care charges. The inspector  
10 general shall submit a report to the house and senate committees  
11 on ways and means on the results of the audits and any other com-  
12 pleted analyses not later than March 1, 2009. For the purposes of  
13 said audits, allowable free care services shall be defined pursuant  
14 to chapter 118G of the General Laws and any regulations promul-  
15 gated pursuant thereto.

1     SECTION 64. Notwithstanding any general or special law to  
2 the contrary, the amounts transferred pursuant to paragraph (1) of  
3 section 22C of chapter 32 of the General Laws shall be made  
4 available for the commonwealth's Pension Liability Fund estab-  
5 lished pursuant to section 22 of said chapter 32. The amounts  
6 transferred pursuant to said paragraph (1) of said section 22C of  
7 said chapter 32 shall meet the commonwealth's obligations pur-  
8 suant to said section 22C of said chapter 32, including retirement  
9 benefits payable by the state employees' and the state teachers'  
10 retirement systems, for the costs associated with a 3 per cent cost-  
11 of-living adjustment pursuant to section 102 of said chapter 32,  
12 the reimbursement of local retirement systems for previously  
13 authorized cost-of-living adjustments pursuant to said section 102  
14 of said chapter 32, and for the costs of increased survivor benefits  
15 pursuant to chapter 389 of the acts of 1984. The state board of  
16 retirement and each city, town, county and district shall verify  
17 these costs, subject to the rules adopted by the treasurer. The trea-

18 surer may make payments upon a transfer of funds to reimburse  
19 certain cities and towns for pensions to retired teachers, including  
20 any other obligations which the commonwealth has assumed on  
21 behalf of any retirement system other than the state employees' or  
22 state teachers' retirement systems and also including the common-  
23 wealth's share of the amounts to be transferred pursuant to section  
24 22B of said chapter 32 and the amounts to be transferred pursuant  
25 to clause (a) of the last paragraph of section 21 of chapter 138 of  
26 the General Laws. All payments for the purposes described in this  
27 section shall be made only pursuant to distribution of monies from  
28 the fund, and any distribution and the payments for which distribu-  
29 tions are required shall be detailed in a written report filed quar-  
30 terly by the commissioner of administration with the house and  
31 senate committees on ways and means and the joint committee on  
32 public service in advance of this distribution. Distributions shall  
33 not be made in advance of the date on which a payment is actually  
34 to be made. The state board of retirement may expend an amount  
35 for the purposes of the board of higher education's optional retire-  
36 ment program pursuant to section 40 of chapter 15A of the  
37 General Laws. To the extent that the amount transferred pursuant  
38 to paragraph (1) of section 22C of said chapter 32 exceeds the  
39 amount necessary to adequately fund the annual pension obliga-  
40 tions, the excess amount shall be credited to the Pension Reserves  
41 Investment Trust Fund of the commonwealth for the purpose of  
42 reducing the unfunded pension liability of the commonwealth.

1 SECTION 65. (a) Notwithstanding any general or special law  
2 to the contrary, upon the request of the board of selectmen in a  
3 town, the city council in a plan E city, or the mayor in any other  
4 city, the department of revenue may recalculate the minimum  
5 required local contribution, as defined in section 2 of chapter 70  
6 of the General Laws, in the fiscal year ending June 30, 2009.  
7 Based on the criteria established in this section, the department  
8 shall recalculate the minimum required local contribution for a  
9 municipality's local and regional schools and shall certify the  
10 amounts calculated to the department of education.

11 (b) A city or town that used qualifying revenue amounts in a  
12 fiscal year which will not be available for use in the next fiscal  
13 year, or that will be required to use revenues for extraordinary non

14 school-related expenses for which it did not have to use revenues  
15 in the preceding fiscal year, or that has an excessive certified  
16 municipal revenue growth factor which is also greater than or  
17 equal to 1.5 times the state average municipal revenue growth  
18 factor, may appeal to the department of revenue on or before  
19 October 1, 2008 for an adjustment of its minimum required local  
20 contribution and net school spending.

21 (c) If a claim is determined to be valid, the department of rev-  
22 enue may reduce proportionately the minimum required local con-  
23 tribution amount based on the amount of shortfall in revenue or  
24 based on the amount of increase in extraordinary expenditures in  
25 the current fiscal year, but no adjustment to the minimum required  
26 local contribution on account of an extraordinary expense in the  
27 budget for the fiscal year ending on June 30, 2009 shall affect the  
28 calculation of the minimum required local contribution in subse-  
29 quent fiscal years. Qualifying revenue amounts shall include, but  
30 not be limited to, extraordinary amounts of free cash, overlay sur-  
31 plus and other available funds.

32 (d) If, upon submission of adequate documentation, the depart-  
33 ment of revenue determines that the municipality's claim regard-  
34 ing an excessive municipal revenue growth factor is valid, the  
35 department shall recalculate the municipal revenue growth factor  
36 and the department of education shall use the revised growth  
37 factor to calculate the preliminary local contribution, the mini-  
38 mum required local contribution and any other factor that directly  
39 or indirectly uses the municipal revenue growth factor. Any relief  
40 granted as a result of an excessive municipal revenue growth  
41 factor shall be a permanent reduction in the minimum required  
42 local contribution.

43 (e) The board of selectmen in a town, the city council in a plan  
44 E city, the mayor in any other city, or a majority of the member  
45 municipalities of a regional school district, which used qualifying  
46 revenue amounts in a fiscal year that will not be available for use  
47 in the next fiscal year, may appeal to the department of revenue  
48 not later than October 1, 2008 for an adjustment to its net school  
49 spending requirement. If the claim is determined to be valid, the  
50 department of revenue shall reduce the net school spending  
51 requirement based on the amount of the shortfall in revenue and  
52 reduce the minimum required local contribution of member

53 municipalities accordingly. Qualifying revenue amounts shall  
54 include, but not be limited to, extraordinary amounts of excess  
55 and deficiency, surplus and uncommitted reserves.

56 (f) If the regional school budget has already been adopted by  
57 two-thirds of the member municipalities then, upon a majority  
58 vote of the member municipalities, the regional school committee  
59 shall adjust the assessments of the member municipalities in  
60 accordance with the reduction in minimum required local contri-  
61 butions approved by the department of revenue or the department  
62 of education in accordance with this section.

63 (g) Notwithstanding clause (14) of section 3 of chapter 214 of  
64 the General Laws or any other general or special law to the con-  
65 trary, the amounts so determined pursuant to this section shall be  
66 the minimum required local contribution described in chapter 70  
67 of the General Laws. The department of revenue and the depart-  
68 ment of education shall notify the house and senate committees on  
69 ways and means and the joint committee on education of the  
70 amount of any reduction in the minimum required local contribu-  
71 tion amount.

72 (h) If a city or town has an approved budget that exceeds the  
73 recalculated minimum required local contribution and net school  
74 spending amounts for its local school system or its recalculated  
75 minimum required local contribution to its regional school dis-  
76 tricts as provided by this section, the local appropriating authority  
77 shall determine the extent to which the community shall avail  
78 itself of any relief authorized pursuant to this section.

79 (i) The amount of financial assistance due from the common-  
80 wealth in fiscal year 2009 pursuant to chapter 70 of the General  
81 Laws or any other law shall not be changed on account of any  
82 redetermination of the minimum required local contribution pur-  
83 suant to this section.

84 (j) The department of revenue and the department of education  
85 shall issue guidelines for their respective duties pursuant to this  
86 section.

1 SECTION 66. Notwithstanding any general or special law to  
2 the contrary, the executive office of health and human services  
3 may, pursuant to section 16 of chapter 6A of the General Laws,  
4 acting in its capacity as the single state agency pursuant to Title

5 XIX of the Social Security Act and as the principal agency for all  
6 of the agencies within the executive office and other federally  
7 assisted programs administered by the executive office, enter into  
8 interdepartmental services agreements with the University of  
9 Massachusetts Medical School to perform activities that the secre-  
10 tary, in consultation with the comptroller, determines are appropri-  
11 ate and within the scope of the proper administration of Title XIX  
12 and other federal funding provisions to support the programs and  
13 activities of the executive office. These activities shall include: (1)  
14 providing administrative services, including, but not limited to,  
15 activities such as providing the medical expertise to support or  
16 administer utilization management activities, determining eligibil-  
17 ity based on disability, supporting case management activities and  
18 similar initiatives; (2) providing consulting services related to  
19 quality assurance, program evaluation and development, integrity  
20 and soundness, and project management; and (3) providing activi-  
21 ties and services for the purpose of pursuing federal reimburse-  
22 ment or avoiding costs, third party liability and recouping  
23 payments to third parties. Federal reimbursement for any expendi-  
24 tures made by the University of Massachusetts Medical School  
25 relative to federally reimbursable services the university provides  
26 under these interdepartmental service agreements or other con-  
27 tracts with the executive office of health and human services shall  
28 be distributed to the university, and recorded distinctly in the state  
29 accounting system. The executive office of health and human  
30 services may negotiate contingency fees for activities and services  
31 related to the purpose of pursuing federal reimbursement or avoid-  
32 ing costs, and the comptroller shall certify these fees and pay  
33 them upon the receipt of this revenue, reimbursement or demon-  
34 stration of costs avoided. Contracts for contingency fees shall not  
35 extend longer than 3 years, and shall not be renewed without prior  
36 review and approval from the executive office of administration  
37 and finance. The executive office of health and human services  
38 shall not pay contingency fees in excess of \$40,000,000 for state  
39 fiscal year 2009. The secretary of the executive office of health  
40 and human services shall submit to the secretary of administration  
41 and finance and the senate and house committees on ways and  
42 means a quarterly report detailing the amounts of the agreements,  
43 the ongoing and new projects undertaken by the university, the

44 amounts spent on personnel, and the amount of federal reimburse-  
45 ment and recoupment payments that the university collected.

1 SECTION 67. Notwithstanding any general or special law to  
2 the contrary, there shall be established and set up on the books of  
3 the commonwealth a separate fund to be known as the General  
4 Fund Supplement to Hold Harmless Lottery Aid Fund which shall  
5 be administered by the state treasurer. The fund shall be credited  
6 any appropriations or other monies authorized by the general  
7 court and specifically designated to be credited thereto.

8 In order to supplement local aid payments from the State Lot-  
9 tery Fund established pursuant to section 35 of chapter 10 of the  
10 General Laws and to provide local property tax relief and continue  
11 services at the local level, revenue from the fund shall be distrib-  
12 uted in 4 equal payments as follows: on or before September 30th,  
13 2008, on or before December 31, 2008, on or before March 31,  
14 2009 and on or before June 30 2009; and provided, further, that  
15 said distributions shall be made simultaneous with the distribu-  
16 tions from the Local Aid Fund established pursuant to section 18C  
17 of chapter 58 of the General Laws.

1 SECTION 68. Notwithstanding any general or special law to  
2 the contrary and in order to maintain the fiscal viability of the  
3 subsidized catastrophic prescription drug insurance program,  
4 hereinafter referred to as the “prescription advantage program”,  
5 authorized by section 39 of chapter 19A of the General Laws,  
6 cost-sharing required of enrollees in the form of co-payments, pre-  
7 miums and deductibles, or any combination thereof, may be  
8 adjusted by the department of elder affairs to reflect price trends  
9 for outpatient prescription drugs, as determined by the secretary  
10 of elder affairs. In addition to the eligibility requirements set forth  
11 in said section 39 of said chapter 19A, to be considered eligible  
12 for the prescription advantage program, individuals who receive  
13 Medicare and are applying for, or are then enrolled in, the pre-  
14 scription advantage program shall also be enrolled in a Medicare  
15 prescription drug plan, a Medicare Advantage prescription drug  
16 plan or in a plan which provides creditable prescription drug cov-  
17 erage as defined in section 104 of the Medicare Prescription Drug,  
18 Improvement and Modernization Act of 2003, hereinafter referred

19 to as “MMA,” and which provides coverage of the cost of pre-  
20 scription drugs actuarially equal to or better than that provided by  
21 Medicare Part D, hereinafter referred to as a “creditable coverage”  
22 plan. In addition to the eligibility requirements set forth in said  
23 section 39 of said chapter 19A, to be considered eligible for the  
24 prescription advantage program, individuals who receive  
25 Medicare and are applying for, or are then enrolled in, the pre-  
26 scription advantage program, who may qualify for the low-income  
27 subsidy, provided under the MMA Subpart P - Premiums and cost-  
28 sharing subsidies for low-income individuals, shall apply for such  
29 subsidies. To the extent permitted by MMA and regulations pro-  
30 mulgated thereunder and all other applicable federal law, the pre-  
31 scription advantage program may apply on behalf of a member for  
32 enrollment into a Medicare prescription drug plan or for the low-  
33 income subsidy provided under MMA and may receive informa-  
34 tion about the member’s eligibility and enrollment status  
35 necessary for the operation of the prescription advantage program.  
36 For enrollees who qualify for enrollment in a Medicare Part D  
37 plan, the prescription advantage program will provide a supple-  
38 mental source of financial assistance for prescription drug costs,  
39 hereinafter referred to as “supplemental assistance”, in lieu of the  
40 catastrophic prescription drug coverage provided pursuant to said  
41 section 39 of said chapter 19A. The prescription advantage pro-  
42 gram will provide supplemental assistance for premiums,  
43 deductibles, payments and co-payments required by a Medicare  
44 prescription drug plan or Medicare Advantage prescription drug  
45 plan and will provide supplemental assistance for deductibles,  
46 payments and co-payments required by a creditable coverage plan.  
47 The department shall establish the amount of the supplemental  
48 assistance it will provide enrollees based on a sliding income  
49 scale and the coverage provided by the enrollees’ Medicare pre-  
50 scription drug plan, Medicare Advantage prescription drug plan or  
51 creditable coverage plan. In addition to the eligibility require-  
52 ments set forth in said section 39 of said chapter 19A, to be con-  
53 sidered eligible for the prescription advantage program, an  
54 individual shall have a household income of less than 500 per cent  
55 of the poverty guidelines updated periodically in the Federal Reg-  
56 ister by the United States Department of Health and Human Serv-  
57 ices pursuant to 42 U.S.C. 9902(2). Residents of the

58 commonwealth who are not eligible for Medicare shall continue to  
59 be eligible for the prescription advantage program pursuant to said  
60 section 39 of said chapter 19A.

1     SECTION 69. Notwithstanding any general or special law to  
2 the contrary, every vending machine operator or retailer, as  
3 defined in section 1 of chapter 64C of the General Laws, or any  
4 other licensee, as prescribed by the commissioner of revenue,  
5 who, at the commencement of business on the effective date of  
6 this section, has on hand any cigars or smoking tobacco for sale,  
7 shall make and file with the commissioner of revenue within 20  
8 days thereafter a return, subscribed under the penalties of perjury,  
9 showing a complete inventory of such cigars and smoking  
10 tobacco, and shall, at the time he is required to file such return,  
11 pay the excise due on any cigars and smoking tobacco on which  
12 he has not previously remitted the excise to the commissioner of  
13 revenue. All provisions of chapters 62C and 64C of the General  
14 Laws relative to the assessment, collection, payment, abatement,  
15 verification and administration of taxes, including penalties, shall,  
16 so far as pertinent, apply to the excise imposed by this section;  
17 provided, further, that every manufacturer, wholesaler, vending  
18 machine operator, unclassified acquirer or retailer, as defined in  
19 section 1 of chapter 64C of the General Laws, who, at the com-  
20 mencement of business on July 1, 2008, has on hand any ciga-  
21 rettes for sale or any unused adhesive or meter stamps shall make  
22 and file with the commissioner of revenue within 20 days a return,  
23 subscribed and sworn to under the penalties of perjury, showing a  
24 complete inventory of such cigarettes and stamps and shall, at the  
25 time he is required to file such return, pay an additional excise of  
26 50 mills per cigarette on all cigarettes and all unused adhesive and  
27 meter stamps upon which only the excise imposed pursuant to  
28 sections 6, 7A and 7C of said chapter 64C has previously been  
29 paid. All of chapters 62C and 64C of the General Laws relative to  
30 the assessment, collection, payment, abatement, verification and  
31 administration of taxes, including penalties, shall, so far as perti-  
32 nent, be applicable to the excise imposed by this section.

1     SECTION 69A. Section 10A shall apply to credits taken after  
2 January 1, 2010.

1 SECTION 70. Sections 12, 19 to 23, inclusive, 30, 31 and 69  
2 shall take effect on October 1, 2008.

1 NO SECTION 71.

1 NO SECTION 72.

1 NO SECTION 73.

1 SECTION 74. Section 26A shall not take effect until legislation  
2 has been filed and passed pursuant to Part 2, Chap. 1, Sec. 1,  
3 Art II of the Constitution.

1 SECTION 75. Notwithstanding any general or special law to  
2 the contrary, the Department of Education shall report on the  
3 equity effects of the recently phased-in regional school allocation  
4 methodology on regional vocational technical schools; provided  
5 further that said report shall be filed with the House and Senate  
6 Committees on Ways and Means and the Joint Committee on Edu-  
7 cation by no later than December 31, 2008.

1 SECTION 76. Notwithstanding any general or special law to  
2 the contrary, in the event that all taxable revenue of the common-  
3 wealth which is available for appropriation or supplemental  
4 appropriation for the fiscal year ending June 30, 2009 exceeds  
5 \$21,332,100,000 that the treasurer be directed to make fifty per-  
6 cent of such excess taxable revenue available for distribution to  
7 the cities, towns and regional school districts of the common-  
8 wealth ratably according to the foundation enrollment of each  
9 such district; provided, that the treasurer shall notify the clerks of  
10 the House of Representatives and the Senate and the commis-  
11 sioner of administration of any such deposit not more than 30  
12 days after it occurs; and provided further, that for purposes of this  
13 section, the term “taxable revenue” shall not include any funds  
14 payable to the commonwealth which are attributable to any  
15 change in general or special law enacted after January 3, 2009 and  
16 which enhances revenue.

17 Notwithstanding any general or special law to the contrary, the  
18 provisions of this section shall not take effect until legislation has  
19 been filed and passed pursuant to Part 2, Chap. 1, Sec. 1, Art. II of  
20 the Constitution.

1 SECTION 77. Section 20 of chapter 90 of the General Laws, as  
2 appearing in the 2006 Official Edition, is hereby amended by  
3 striking out, in line 69, the figure “25” and inserting in place  
4 thereof the following figure:— “30”.

1 SECTION 78. Section 24 of said chapter 90, as so appearing, is  
2 hereby amended by striking out, in lines 16 and 763, the figure  
3 “125” and inserting in place thereof the following figure:—  
4 “150”.

1 SECTION 79. Establishing a special Commission to investigate  
2 and study the manner in which municipalities and towns of the  
3 Commonwealth balance their fiscal year budgets, including the  
4 accounting methods utilized by said cities and towns. The Com-  
5 mission shall be appointed by the Governor and shall consist of 10  
6 members as follows: the House and Senate chairmen of the Joint  
7 Committee on Municipalities who shall serve as co-chairs of this  
8 special commission, the House and Senate chairmen of the Com-  
9 mittees on Ways and Means, or their designees, the Speaker of the  
10 House of Representatives or his designee, the President of the  
11 Senate or her designee, the State Auditor, or his designee, the  
12 Commissioner of the Department of Revenue or his designee, a  
13 representative of the Executive Office of Administration and  
14 Finance, and a representative of the Massachusetts Municipal  
15 Association. The Commission shall report to the General Court  
16 the results of its study, together with drafts of legislation neces-  
17 sary to carry such recommendations into effect, by filing the same  
18 with the clerk of the House of Representatives on or before  
19 December 31, 2008”.

1 SECTION 80. There shall be a special commission to consist of  
2 the following members: the secretary of education, who shall  
3 chair the commission, the chair of the board of higher education,

4 the chairman of the State Colleges of Massachusetts Council of  
5 Presidents, the president of the university of Massachusetts, a  
6 person who, being a member of a board of trustees of a state col-  
7 lege, is selected by the chairs of such boards of trustees acting  
8 jointly, a person selected by the Massachusetts Teachers Associa-  
9 tion, and 3 persons selected by the governor who are experienced  
10 with the missions and degree-granting authority of public institu-  
11 tions of higher Education in the United States. The commission  
12 shall make an investigation and study relative to the merit of  
13 allowing state colleges to become state universities. Such study  
14 shall include, but need not be limited to, the appropriate scope of  
15 such change, the educational value of such change for students,  
16 the need to allow state colleges to issue doctorate degrees on their  
17 own, any increased costs to the commonwealth and students likely  
18 to result from such change, impact on the public higher education  
19 system including the state colleges, and compliance with statutory  
20 procedures and degree approval processes for higher education  
21 institutions. The commission shall consider the role of the state  
22 colleges in educating and training citizens of the commonwealth  
23 for roles in the economy of the commonwealth.  
24 The commission shall file a report with the joint committee on  
25 higher education on the results of its investigation and study, and  
26 any recommendations relative thereto, on or before November 15,  
27 2008.

1 SECTION 81. There shall be a special commission, to consist  
2 of 3 members of the senate, 2 to be appointed by the senate presi-  
3 dent and 1 member to be appointed by the minority leader and 4  
4 members of the house of representatives, 3 to be appointed by the  
5 speaker and 1 by the minority leader, is hereby established for the  
6 purpose of making an investigation and study relative to the taxa-  
7 tion of the personal property of certain telecommunication compa-  
8 nies. Said commission shall report to the house of representatives  
9 the results of its investigation and study, and its recommendations,  
10 if any, together with drafts of legislation necessary to carry its rec-  
11 ommendations into effect, by filing the same with the clerk of the  
12 house of representatives on or before the fourth Wednesday in  
13 June, 2008.

1 SECTION 82. Subsection (c) of section 102 of chapter 32 of  
2 the General Laws, as appearing in the 2006 Official Edition, is  
3 hereby amended by striking out in lines 32, 36, and 43, the figures  
4 “12,000” and inserting in place thereof the figures “16,000”; and  
5 in section 22C of chapter 32 of the General Laws, as appearing in  
6 the 2006 Official Edition, in line 29, by striking out the words  
7 “June thirtieth, two thousand and 23” and inserting in place  
8 thereof the following “June 30, 2026”.

1 SECTION 83. Section 6 of chapter 14 of the General Laws, as  
2 so appearing, is hereby amended by inserting at the end thereof  
3 the following:—

4 “8. Shall prepare and submit to the governor and the general  
5 court a report containing the preliminary tax revenue collected.  
6 Said report shall be submitted to the governor, the chair and rank-  
7 ing minority member of the house committee on ways and means,  
8 and the chair and ranking minority member of the senate commit-  
9 tee on ways and means on or by the first day in each month and  
10 the fifteenth day in each month.”

1 SECTION 84. Section 44 of Chapter 85 of the Acts of 1994, as  
2 amended by Section 50 of Chapter 15 of the Acts of 1996, and as  
3 further amended by Section 19 of Chapter 23 of the Acts of 2002,  
4 is hereby further amended by inserting after the words “Mount  
5 Greylock state reservation” the following words:—, Whitehead  
6 House at Willowdale state forest, Kerighan House at Bradley  
7 Palmer state park.

1 SECTION 85. Section 2 of chapter 77 of the acts of 2005 is  
2 hereby amended by striking the following:— “September 11,  
3 2008” and inserting in place thereof the following:— “September  
4 11, 2010”.

1 SECTION 86. Notwithstanding any general or special law to  
2 the contrary, not less than 10 days after the effective date of this  
3 act, the comptroller shall transfer \$6,500,000, from the General  
4 Fund to the Massachusetts Cultural Facilities Fund, established in  
5 section 42 of chapter 23G of the General Laws.

1     SECTION 87. Sections 34, 37 and 39 shall apply to sales of  
2 tobacco products occurring on or after September 1, 2008, by  
3 manufacturers, wholesalers, unclassified acquirers and other per-  
4 sons specified in section 34.

1     SECTION 88. Section 67 shall expire on June 30, 2009.

1     SECTION 89. Except as otherwise specified, this act shall take  
2 effect on July 1, 2008.